

Affidavit of Common Law Marriage

The common law spouse of an eligible employee may be eligible for benefits coverage. The employee and common law spouse must complete and sign the Affidavit of Common Law Marriage. A notary must witness both signatures.

We hereby certify that, on or about (date) _____, we established a common law marriage in accordance with the laws of the state of _____, which has statutes that legalize common law marriage*.

We affirm that the following statements attested to are true and accurate.

(Check the applicable statement(s) below.)

- We both consent and agree to be married.
- We both have the mental capacity to marry and are of legal age to marry.
- We are living together as husband and wife.
- We represent ourselves to others as being husband and wife.
- We both consider our marital relationship to be permanent and exclusive.
- Neither of us has been married to another person within the past 6 months.

Date

Employee Signature

Date

Spouse Signature

Notary

State of _____

County of _____

_____ and _____

personally appeared before me, and being duly sworn, declared they signed this document in the capacity designated and further state they have read the above document and the statements therein contained are true.

Sworn to and subscribed before me this _____ day of _____, 20_____.

_____, Notary Public
Signature

Seal

* The following states allow common law marriages: Alabama, Colorado, District of Columbia, Georgia (if created before 1/1/1997), Idaho (if created before 1/1/1996), Iowa, Kansas, Montana, Ohio (if created before 10/10/1991), Oklahoma, Pennsylvania (if created before 1/1/2005), Rhode Island, South Carolina, Texas, and Utah.