

California Family Code ♦ 2201. Subsequent marriage contracted during life of former spouse with person other than former spouse.

CALIFORNIA CODES

CALIFORNIA FAMILY CODE

Division 6. NULLITY, DISSOLUTION, AND LEGAL SEPARATION

Part 2. JUDICIAL DETERMINATION OF VOID OR VOIDABLE MARRIAGE

Chapter 1. VOID MARRIAGE

Current through the 2019 Legislative Session

♦ 2201. Subsequent marriage contracted during life of former spouse with person other than former spouse

- (a) A subsequent marriage contracted by a person during the life of his or her former spouse, with a person other than the former spouse, is illegal and void, unless:
- (1) The former marriage has been dissolved or adjudged a nullity before the date of the subsequent marriage.
 - (2) The former spouse (A) is absent, and not known to the person to be living for the period of five successive years immediately preceding the subsequent marriage, or (B) is generally reputed or believed by the person to be dead at the time the subsequent marriage was contracted.
- (b) In either of the cases described in paragraph (2) of subdivision (a), the subsequent marriage is valid until its nullity is adjudged pursuant to subdivision (b) of Section 2210.

Cite as Ca. Fam. Code ♦ 2201

History. Amended by [Stats 2014 ch 82 \(SB 1306 \), s 24](#), eff. 1/1/2015.