

HF548-2007 Legislature

60.33 Sec. 74. Minnesota Statutes 2006, section 517.08, subdivision 1b, is amended to read:

60.34 Subd. 1b. **Term of license; fee; premarital education.** (a) The local registrar
60.35 shall examine upon oath the party applying for a license relative to the legality of the
61.1 contemplated marriage. If at the expiration of a five-day period, on being satisfied that
61.2 there is no legal impediment to it, including the restriction contained in section 259.13, the
61.3 local registrar shall issue the license, containing the full names of the parties before and
61.4 after marriage, and county and state of residence, with the county seal attached, and make a
61.5 record of the date of issuance. The license shall be valid for a period of six months. In case
61.6 of emergency or extraordinary circumstances, a judge of the district court of the county in
61.7 which the application is made, may authorize the license to be issued at any time before
61.8 the expiration of the five days. Except as provided in paragraph (b), the local registrar shall
61.9 collect from the applicant a fee of ~~\$100~~ \$110 for administering the oath, issuing, recording,
61.10 and filing all papers required, and preparing and transmitting to the state registrar of vital
61.11 statistics the reports of marriage required by this section. If the license should not be used
61.12 within the period of six months due to illness or other extenuating circumstances, it may
61.13 be surrendered to the local registrar for cancellation, and in that case a new license shall
61.14 issue upon request of the parties of the original license without fee. A local registrar who
61.15 knowingly issues or signs a marriage license in any manner other than as provided in this
61.16 section shall pay to the parties aggrieved an amount not to exceed \$1,000.

61.17 (b) The marriage license fee for parties who have completed at least 12 hours of
61.18 premarital education is ~~\$30~~ \$40. In order to qualify for the reduced license fee, the
61.19 parties must submit at the time of applying for the marriage license a signed and dated
61.20 statement from the person who provided the premarital education confirming that it was
61.21 received. The premarital education must be provided by a licensed or ordained minister
61.22 or the minister's designee, a person authorized to solemnize marriages under section
61.23 517.18 , or a person authorized to practice marriage and family therapy under section
61.24 148B.33 . The education must include the use of a premarital inventory and the teaching of
61.25 communication and conflict management skills.

61.26 (c) The statement from the person who provided the premarital education under
61.27 paragraph (b) must be in the following form:

61.28 "I, (name of educator), confirm that (names of both parties) received at least 12
61.29 hours of premarital education that included the use of a premarital inventory and the
61.30 teaching of communication and conflict management skills. I am a licensed or ordained
61.31 minister, a person authorized to solemnize marriages under Minnesota Statutes, section
61.32 517.18 , or a person licensed to practice marriage and family therapy under Minnesota
61.33 Statutes, section 148B.33."

61.34 The names of the parties in the educator's statement must be identical to the legal
61.35 names of the parties as they appear in the marriage license application. Notwithstanding
62.1 section 138.17, the educator's statement must be retained for seven years, after which
62.2 time it may be destroyed.

62.3 (d) If section 259.13 applies to the request for a marriage license, the local registrar
62.4 shall grant the marriage license without the requested name change. Alternatively, the local
62.5 registrar may delay the granting of the marriage license until the party with the conviction:

62.6 (1) certifies under oath that 30 days have passed since service of the notice for a
62.7 name change upon the prosecuting authority and, if applicable, the attorney general and no
62.8 objection has been filed under section 259.13; or

62.9 (2) provides a certified copy of the court order granting it. The parties seeking the
62.10 marriage license shall have the right to choose to have the license granted without the
62.11 name change or to delay its granting pending further action on the name change request.

62.12 Sec. 75. Minnesota Statutes 2006, section 517.08, subdivision 1c, is amended to read:

62.13 Subd. 1c. **Disposition of license fee.** (a) Of the marriage license fee collected
62.14 pursuant to subdivision 1b, paragraph (a), ~~\$45~~ \$25 must be retained by the county. The
62.15 local registrar must pay \$85 to the commissioner of finance to be deposited as follows:

62.16 (1) \$50 in the general fund;

62.17 (2) \$3 in the special revenue fund to be appropriated to the commissioner of
62.18 education for parenting time centers under section 119A.37;

62.19 (3) \$2 in the special revenue fund to be appropriated to the commissioner of health
62.20 for developing and implementing the MN ENABL program under section 145.9255;

62.21 (4) \$25 in the special revenue fund is appropriated to the commissioner of
62.22 employment and economic development for the displaced homemaker program under
62.23 section 116L.96; and

62.24 (5) \$5 in the special revenue fund is appropriated to the commissioner of human
62.25 services for the Minnesota Healthy Marriage and Responsible Fatherhood Initiative under
62.26 section 256.742.
62.27 (b) Of the ~~\$30~~ \$40 fee under subdivision 1b, paragraph (b), ~~\$15~~ \$25 must be retained
62.28 by the county. The local registrar must pay \$15 to the commissioner of finance to be
62.29 deposited as follows:
62.30 (1) \$5 as provided in paragraph (a), clauses (2) and (3); and
62.31 (2) \$10 in the special revenue fund is appropriated to the commissioner of
62.32 employment and economic development for the displaced homemaker program under
62.33 section 116L.96.
62.34 (c) The increase in the marriage license fee under paragraph (a) provided for in Laws
62.35 2004, chapter 273, and disbursement of the increase in that fee to the special fund for the
63.1 Minnesota Healthy Marriage and Responsible Fatherhood Initiative under paragraph (a),
63.2 clause (5), is contingent upon the receipt of federal funding under United States Code, title
63.3 42, section 1315, for purposes of the initiative.