

limits, or otherwise interfere with any power or duty of the commissioner or his official subordinates, except a municipal ordinance may fix higher standards on bacterial, chemical, butter fat or physical tests than the minimums fixed by law for milk and milk products sold within the municipality.

Approved April 29, 1957.

CHAPTER 886—H. F. No. 1238

An act relating to marriage licenses and applications therefor, and requiring clerks of the district courts to make monthly reports to the state registrar of vital statistics; amending Minnesota Statutes 1953, Section 517.08, as amended by Laws 1955, Chapter 762.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1953, Section 517.08, as amended by Laws 1955, Chapter 762, is amended to read:

517.08 **Application for license.** *Subdivision 1.* Application for a marriage license shall be made at least five days before a license shall be issued. Such application shall be made upon a form contained in a book provided for the purpose and shall contain the full names of the parties, their post office addresses and county and state of residence, and their full ages. The clerk shall examine upon oath the party applying for license relative to the legality of such contemplated marriage and, if at the expiration of this five-day period, he is satisfied that there is no legal impediment thereto, he shall issue such license, containing the full names of the parties and county and state of residence, with the district court seal attached, and make a record of the date of issuance thereof, which license shall be valid for a period of six months. In case of emergency or extraordinary circumstances, the judge of the probate court, the court commissioner, or any judge of the district court of the county in which the application is made, may authorize the license to be issued at any time before the expiration of the five days. If any person intending to marry shall be under the age of 21, if a male, and under the age of 18, if a female, and shall not have had a former husband or wife, such license shall not be issued unless the consent of the parents or guardians or the parent having the actual care, custody and control of said party or parties, shall be given under the hand of such parent, parents or guardian and duly verified by an officer duly authorized to take oaths

and duly attested by a seal, where such officer has a seal. Provided, that if there be no parent or guardian having the actual care, custody and control of said party or parties, then the judge of the probate court, the court commissioner, or any judge of the district court in the county where the application is pending may, after hearing, upon proper cause shown, make an order allowing the marriage of said party or parties. The clerk shall collect from the applicant a fee of \$5 for administering the oath, issuing, recording, and filing all papers required, and preparing and transmitting to the state registrar of vital statistics a certified summary of the identifying information and statistical data contained in such application. If the license should not be used within the period of six months due to illness or other extenuating circumstances, it may be surrendered to the clerk for cancellation, and in such case a new license shall issue upon request of the parties of the original license without fee therefor. Any clerk who shall knowingly issue or sign a marriage license in any other manner than in this section provided shall forfeit and pay for the use of the parties aggrieved not to exceed \$1,000.

Subd. 2. On or before the 11th day of each calendar month, the clerk of the district court shall prepare and transmit to the state registrar of vital statistics, on a form prescribed and furnished by the state registrar of vital statistics, a certified summary of the identifying information and statistical data from the applications under which certificates of marriage were filed in the office of the clerk of the district court during the previous month. The state registrar of vital statistics shall prepare and maintain a state-wide index of such identifying information and compile therefrom data for statistical purposes.

Sec. 2. This act shall take effect January 1, 1958.

Approved April 29, 1957.

CHAPTER 887—H. F. No. 1290
[Not Coded]

An act relating to the statehood centennial program; authorizing certain municipalities to appropriate money therefor.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Statehood centennial; certain municipalities, appropriations authorized. For the years 1957 and 1958