
CHAPTER 66—H.F.No.384

An act relating to game and fish; authorizing certain non-resident minors to be treated as Minnesota residents for the purpose of taking wild game; amending Minnesota Statutes 1978, Section 98.45, Subdivision 6.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1978, Section 98.45, Subdivision 6, is amended to read:

Subd. 6. An alien ~~wife or husband~~ spouse or a nonresident child under the age of 21 of a resident of this state may take, buy, sell, transport, or possess wild animals as a resident. Any other alien who has made a declaration of intention to become a citizen of the United States in accordance with the statutes of the United States relating to the naturalization of aliens, and who is qualified as a resident of the state except for citizenship, may take, buy, sell, transport, or possess wild animals as a resident.

Approved May 3, 1979.

CHAPTER 67—H.F.No.610

An act relating to marriage; setting out requirements and effect of antenuptial contracts; repealing Minnesota Statutes 1978, Section 519.08.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. **[519.11] ANTENUPTIAL CONTRACT.** Subdivision 1. A man and woman of legal age may enter into an antenuptial contract or settlement prior to solemnization of marriage which shall be valid and enforceable if (a) there is a full and fair disclosure of the earnings and property of each party, and (b) the parties have had an opportunity to consult with legal counsel of their own choice. An antenuptial contract or settlement made in conformity with this section may determine what rights each party has in the nonmarital property, defined in Minnesota Statutes, Section 518.54, Subdivision 5, Clauses (a) through (e), upon dissolution of marriage, legal separation or after its termination by death and may bar each other of all rights in the respective estates not so secured to them by their agreement. This act shall not be construed to make invalid or unenforceable any antenuptial agreement or settlement made and executed in conformity with this act because the agreement or settlement covers or includes marital property, if the agreement or settlement would be valid and enforceable without regard to this act.

Subd. 2. Antenuptial contracts or settlements shall be in writing, executed in the presence of two witnesses and acknowledged by the parties, executing the same before any officer or person authorized to administer an oath under the laws of this state. The

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agreement must be entered into and executed prior to the day of solemnization of marriage.

Subd. 3. An antenuptial contract or settlement which by its terms conveys or determines what rights each has in the other's real property and sets forth the legal description of the real estate granted or affected by the agreement may be filed or recorded in every county where any real estate so described is situated, in the office of the county recorder for the county or in any public office authorized to receive a deed, assignment or other instrument affecting the real estate, for filing or recording.

Subd. 4. Any antenuptial contract or settlement not recorded in the office of the county recorder or other public office authorized to receive the document, where the real property is located, shall be void as against any subsequent purchaser in good faith and for a valuable consideration of the same real property, or any part thereof, whose conveyance is first duly recorded, and as against any attachment levied thereon or any judgment lawfully obtained at the suit of any party against the person in whose name the title to the property appears of record prior to recording of the conveyance.

Subd. 5. An antenuptial contract or settlement duly acknowledged and attested shall be prima facie proof of the matters acknowledged therein and as to those matters, the burden of proof shall be and rest upon the person contesting the same.

Subd. 6. This act shall apply to all antenuptial contracts and settlements executed on or after August 1, 1979.

Subd. 7. Nothing in Minnesota Statutes, Sections 519.01 to 519.101, shall be construed to affect antenuptial contracts or settlements.

Sec. 2. **REPEALER.** Minnesota Statutes 1978, Section 519.08, is repealed.

Approved May 3, 1979.

CHAPTER 68—H.F.No.768

An act relating to agriculture; changing certain fees and expenses; eliminating certain bonding requirements; revising antifreeze registration procedures; adopting certain federal food regulations; amending Minnesota Statutes 1978, Sections 17B.13, Subdivision 1; 21.54, Subdivisions 2 and 3; 24.25, Subdivision 2; and 31.101, Subdivision 8; repealing Minnesota Statutes 1978, Sections 17B.08; 17B.09; and 21.114.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1978, Section 17B.13, Subdivision 1, is amended to read:

17B.13 **WEIGHERS, RESTRICTIONS, BONDING.** Subdivision 1. The
Changes or additions indicated by underline deletions by ~~strikeout~~