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State of Minnesota
HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. **3095**

02/11/2020 Authored by Christensen, Moller, Long and Becker-Finn

The bill was read for the first time and referred to the Judiciary Finance and Civil Law Division

02/20/2020 Adoption of Report: Amended and re-referred to the Committee on Health and Human Services Policy

1.1 A bill for an act
1.2 relating to health; changing a provision on data collected on certificates of marriage;
1.3 removing race from data on certificates of marriage; amending Minnesota Statutes
1.4 2018, sections 144.223; 517.08, subdivision 1a; 517.10.

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

1.6 Section 1. Minnesota Statutes 2018, section 144.223, is amended to read:

1.7 **144.223 REPORT OF NUMBER OF CERTIFICATES OF MARRIAGE.**

1.8 Data relating to the number of certificates of marriage registered shall be reported to the
1.9 state registrar by the local registrar or designee of the county board in each of the 87
1.10 registration districts ~~pursuant to the rules of the commissioner~~ in a format and frequency
1.11 determined by the state registrar. ~~The information in clause (1) necessary to compile the~~
1.12 ~~report shall be furnished by the applicant prior to the issuance of the marriage license. The~~
1.13 ~~report shall contain the following:~~

1.14 ~~(1) personal information on bride and groom:~~

1.15 ~~(i) name;~~

1.16 ~~(ii) residence;~~

1.17 ~~(iii) date and place of birth;~~

1.18 ~~(iv) race;~~

1.19 ~~(v) if previously married, how terminated; and~~

1.20 ~~(vi) signature of applicant, date signed, and Social Security number; and~~

1.21 ~~(2) information concerning the marriage:~~

- 2.1 ~~(i) date of marriage;~~
2.2 ~~(ii) place of marriage; and~~
2.3 ~~(iii) civil or religious ceremony.~~

2.4 Sec. 2. Minnesota Statutes 2018, section 517.08, subdivision 1a, is amended to read:

2.5 Subd. 1a. **Form.** (a) Application for a civil marriage license shall be made by both of
2.6 the parties upon a form provided for the purpose and shall contain the following information:

2.7 (1) the full names of the parties ~~and the sex of each party;~~

2.8 (2) their post office addresses and county and state of residence;

2.9 (3) their full ages and dates of birth;

2.10 (4) if either party has previously been married, the party's married name, and for each
2.11 previous marriage, the date, place, and court in which the civil marriage was dissolved or
2.12 annulled or the date and place of death of the former spouse;

2.13 (5) if either party is a minor, the name and address of the minor's parents or guardian;

2.14 (6) whether the parties are related to each other, and, if so, their relationship;

2.15 (7) the address of the parties after the civil marriage is entered into to which the local
2.16 registrar shall send a certified copy of the civil marriage certificate;

2.17 (8) the full names the parties will have after the civil marriage is entered into and the
2.18 parties' Social Security numbers. The Social Security numbers must be collected for the
2.19 application but must not appear on the civil marriage license. If a party listed on a civil
2.20 marriage application does not have a Social Security number, the party must certify on the
2.21 application, or a supplement to the application, that the party does not have a Social Security
2.22 number;

2.23 (9) if one or both of the parties to the civil marriage license has a felony conviction under
2.24 Minnesota law or the law of another state or federal jurisdiction, the parties shall provide
2.25 to the county proof of service upon the prosecuting authority and, if applicable, the attorney
2.26 general, as required by section 259.13; and

2.27 (10) notice that a party who has a felony conviction under Minnesota law or the law of
2.28 another state or federal jurisdiction may not use a different name after a civil marriage
2.29 except as authorized by section 259.13, and that doing so is a gross misdemeanor.

2.30 (b) An application for a civil marriage license must not require each party to specify the
2.31 party's race.

3.1 Sec. 3. Minnesota Statutes 2018, section 517.10, is amended to read:

3.2 **517.10 CERTIFICATE; WITNESSES.**

3.3 The person solemnizing a civil marriage shall prepare and sign a certificate provided by
3.4 the local registrar. The certificate shall contain the full names of the parties before and after
3.5 the civil marriage, the birth dates of the parties, and county and state of residences of the
3.6 parties and the date and place of the civil marriage. The certificate shall also contain the
3.7 signatures of at least two of the witnesses present at the civil marriage who shall be at least
3.8 16 years of age. The person solemnizing the civil marriage shall immediately make a record
3.9 of such civil marriage, and file such certificate with the local registrar of the county in which
3.10 the license was issued within five days after the ceremony. The local registrar shall record
3.11 such certificate in the county civil marriage records.