

518.07 RESIDENCE OF PARTIES.

Subdivision 1. **General.** Except as provided in subdivision 2, no dissolution shall be granted unless:

- (1) one of the parties has resided in this state, or has been a member of the armed services stationed in this state, for not less than 180 days immediately preceding the commencement of the proceeding; or
- (2) one of the parties has been a domiciliary of this state for not less than 180 days immediately preceding commencement of the proceeding.

Subd. 2. **Action for dissolution by certain nonresidents.** (a) If neither party to the civil marriage is a resident of this state at the commencement of the proceeding, a court of this state has jurisdiction over the dissolution if:

- (1) the civil marriage was performed in this state; and
 - (2) neither party to the civil marriage resides in a jurisdiction that will maintain an action for dissolution by the parties because of the sex or sexual orientation of the spouses.
- (b) There is a rebuttable presumption that a jurisdiction will not maintain an action for dissolution if the jurisdiction does not recognize the civil marriage.
- (c) An action for dissolution authorized by this subdivision must be adjudicated in accordance with the laws of this state.

History: (8586) *RL s 3575; 1974 c 107 s 5; 1978 c 772 s 24; 1979 c 259 s 6; 2013 c 74 s 8*