

1.1 **Senator Latz from the Committee on Judiciary and Public Safety, to which was**  
1.2 **referred**

1.3 **S.F. No. 2318:** A bill for an act relating to marriage; changing the process by which a  
1.4 person with a felony conviction applies for a name change; amending Minnesota Statutes  
1.5 2022, sections 259.13, subdivision 1; 517.08, subdivision 1a.

1.6 Reports the same back with the recommendation that the bill be amended as follows:

1.7 Page 2, after line 31, insert

1.8 "Sec. 3. Minnesota Statutes 2022, section 517.08, subdivision 1b, is amended to read:

1.9 Subd. 1b. **Term of license; fee; premarital education.** (a) The local registrar shall  
1.10 examine upon oath the parties applying for a license relative to the legality of the  
1.11 contemplated civil marriage. Both parties must present proof of age to the local registrar.  
1.12 If one party is unable to appear in person, the party appearing may complete the absent  
1.13 applicant's information. The local registrar shall provide a copy of the civil marriage  
1.14 application to the party who is unable to appear, who must verify the accuracy of the  
1.15 appearing party's information in a notarized statement. The verification statement must be  
1.16 accompanied by a copy of proof of age of the party. The civil marriage license must not be  
1.17 released until the verification statement and proof of age has been received by the local  
1.18 registrar. If the local registrar is satisfied that there is no legal impediment to it, including  
1.19 the restriction contained in section 259.13, the local registrar shall issue the license,  
1.20 containing the full names of the parties before and after the civil marriage, and county and  
1.21 state of residence, with the county seal attached, and make a record of the date of issuance.  
1.22 The license shall be valid for a period of six months. Except as provided in paragraph (b),  
1.23 the local registrar shall collect from the applicant a fee of \$115 for administering the oath,  
1.24 issuing, recording, and filing all papers required, and preparing and transmitting to the state  
1.25 registrar of vital records the reports of civil marriage required by this section. If the license  
1.26 should not be used within the period of six months due to illness or other extenuating  
1.27 circumstances, it may be surrendered to the local registrar for cancellation, and in that case  
1.28 a new license shall issue upon request of the parties of the original license without fee. A  
1.29 local registrar who knowingly issues or signs a civil marriage license in any manner other  
1.30 than as provided in this section shall pay to the parties aggrieved an amount not to exceed  
1.31 \$1,000.

1.32 (b) The civil marriage license fee for parties who have completed at least 12 hours of  
1.33 premarital education is \$40. In order to qualify for the reduced license fee, the parties must  
1.34 submit at the time of applying for the civil marriage license a statement that is signed, dated,  
1.35 and notarized or marked with a church seal from the person who provided the premarital

2.1 education on their letterhead confirming that it was received. The premarital education must  
 2.2 be provided by a licensed or ordained minister or the minister's designee, a person authorized  
 2.3 to solemnize civil marriages under section 517.18, or a person authorized to practice marriage  
 2.4 and family therapy under section 148B.33. The education must include the use of a premarital  
 2.5 inventory and the teaching of communication and conflict management skills.

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

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

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


2.18 ~~(d) If section 259.13 applies to the request for a civil marriage license, the local registrar~~  
 2.19 ~~shall grant the civil marriage license without the requested name change. Alternatively, the~~  
 2.20 ~~local registrar may delay the granting of the civil marriage license until the party with the~~  
 2.21 ~~conviction:~~

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

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

2.28 Amend the title numbers accordingly

2.29 And when so amended the bill do pass. Amendments adopted. Report adopted.

2.30 .....  
 2.31 (Committee Chair)

3.1 March 13, 2023.....

3.2 (Date of Committee recommendation)