

State of South Dakota

NINETY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2017

765Y0333

SENATE BILL NO. 93

Introduced by: Senators Rusch, Kennedy, Partridge, Stalzer, White, and Youngberg and
Representatives Heinemann, Brunner, Clark, Haugaard, Rasmussen, Reed,
Ring, Steinhauer, and Willadsen

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding marriage license fees.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That § 25-1-10 be amended to read:

4 25-1-10. Previous to any marriage within this state, a license shall be obtained from the
5 county register of deeds of any county, the fee for ~~which the license~~ is ~~forty sixty~~ dollars. ~~Ten~~
6 However, if the applicants for the license complete at least twelve hours of premarital education,
7 the fee for the license is forty dollars. Thirty dollars of the marriage license fee shall be retained
8 by the county in which the fee is collected and placed in the county general fund. Thirty dollars
9 of the marriage license fee shall be deposited in the county domestic abuse program fund. The
10 license and record of marriage form shall be prescribed and furnished by the Department of
11 Health. Certified copies of the marriage record shall be furnished by the county register of deeds
12 for a fee established pursuant to § 34-25-52 ~~and such~~. The fee shall be retained by the county
13 in which the fee is collected and placed in the county general fund.

14 Section 2. That chapter 25-1 be amended by adding a NEW SECTION to read:



1 In order to qualify for the reduced license fee, pursuant to section 1 of this Act, the
2 applicants for a license submit a signed and dated statement from the person who provided the
3 premarital education confirming that the education was completed. A licensed or ordained
4 minister, a designee of a licensed or ordained minister, a person authorized to solemnize
5 marriages under § 25-1-30, or a person authorized to practice marriage and family therapy under
6 § 36-33-9 shall provide the premarital education. The education shall include the use of a
7 premarital inventory and the teaching of communication and conflict management skills.

8 Section 3. That chapter 25-1 be amended by adding a NEW SECTION to read:

9 The person who provided the premarital education under this Act shall include in the
10 statement required by section 2 of this Act, the name of the educator and the legal names of the
11 applicants for a license receiving the education. The legal names of the applicants in the
12 educator's statement must be identical to the legal names of the applicants as they appear in the
13 marriage license application. The statement shall confirm that the applicants received at least
14 twelve hours of premarital education and that the education included a premarital inventory and
15 the teaching of communication and conflict management skills. The statement shall state
16 whether the educator is a licensed or ordained minister, a person authorized to solemnize
17 marriages under § 25-1-30, or a person authorized to practice marriage and family therapy under
18 § 36-33-9.