SOUTH DAKOTA MARRIAGE LICENSE APPLICATION

This is a legal document. Complete in ink and do not alter.

OVERVIEW

Prior to any marriage within this state, a marriage license must be obtained from the Register of Deeds of any county within South Dakota. To obtain a marriage license, each applicant must sign the application in person in the presence of the Register of Deeds. No person may use the power of attorney to obtain a marriage license.

The license to marry is valid only in South Dakota and will become void and of no effect if the marriage is not solemnized within 90 days from the purchase of the license.

IDENTIFICATION

Both parties must be present and show acceptable identification, such as a valid:

- Passport;
- Federal, state, military, or tribal photo identification;
- Certified birth certificate, along with a current school or employment photo ID; or
- Certified birth certificate, along with a U.S. Department of the Treasury Form 4029 that is completed.

MARRIAGE OF MINOR

South Dakota law does not permit marriage of those under 16 years of age. If one or both applicants for a marriage license are 16-17 years old, the age difference between the minor and their partner cannot exceed four (4) years. Each minor applicant must obtain one of the following before the marriage license can be issued:

- **Certified court order** – a circuit court must determine the marriage is voluntary and in the minor's best interest. A certified copy of the order must be submitted to the Register of Deeds; or
- **Notarized parental or guardian consent** – consent must be provided by both parents of the minor or by the minor's legal guardian(s).

FEES

Marriage License	$40
Marriage Certificate	$15/each

LICENSE RETURN

The South Dakota Department of Health does not maintain lists of individuals able to perform marriage ceremonies. The completed license must be returned to the Register of Deeds within 10 days after the marriage for registration. If not returned, there will be no record of your marriage.

After solemnization and registration of your marriage license, a certified copy of the marriage certificate can be obtained from any South Dakota Register of Deeds office or the Office of Vital Records.

Information provided on this application is used to create a South Dakota marriage license and certificate. Once the Register of Deeds presents your license, review to ensure accuracy.

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SPOUSE A/GROOM INFORMATION

FIRST NAME	MIDDLE NAME	LAST NAME	SUFFIX

NAME AFTER SOLEMNIZATION

A middle name may only be changed if an applicant is changing their surname to become a middle name. A last name may be changed to Spouse B's last name or a hyphenated version of Spouse A and B's last names. **(SDCL 25-1-10.1)**

MIDDLE NAME	LAST NAME

RESIDENCE ADDRESS (Physical location – no PO boxes)	APT #	INSIDE CITY LIMITS?	ZIP CODE
		☐ Yes ☐ No	

CITY	COUNTY	STATE	PHONE NUMBER

BIRTH STATE OR PROVIDENCE/COUNTRY	DATE OF BIRTH	AGE

SPOUSE A/GROOM STATISTICAL INFORMATION

For statistical purposes only. Will not be published on a certified copy of the marriage record.

SEX	HISPANIC ORIGIN?
☐ Male ☐ Female	☐ NO – not Spanish/Hispanic/Latina ☐ YES – Mexican, Mexican American, Chicano ☐ YES – Puerto Rican ☐ YES – Cuban ☐ YES – other Spanish/Hispanic/Latina (e.g., Spaniard, Salvadoran, Dominican, Columbian) Specify: _____

RACE – Select all that apply

☐ White
☐ Black or African American
☐ Asian Indian
☐ Chinese
☐ Filipino
☐ Vietnamese
☐ Japanese
☐ Korean
☐ Native Hawaiian
☐ Samoan
☐ Guamanian or Chamorro
☐ American Indian or Alaska Native
☐ Other Asian _____
☐ Other Pacific Islander _____
☐ Other _____

# OF PREVIOUS MARRIAGES		MARITAL STATUS	☐ Never Married ☐ Widowed ☐ Divorced ☐ Annulment

SOCIAL SECURITY NUMBER

Disclosure of SSN is mandatory pursuant to SDCL 25-7A-56.2 and the Social Security Act § 205(c)(2), 42 U.S.C. § 405(c)(2) (1998). The SSN will be used by the Department of Social Services to facilitate and collect child support.

_____ - _____ - _____

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SPOUSE B/BRIDE INFORMATION

FIRST NAME	MIDDLE NAME	LAST NAME	SUFFIX

NAME AFTER SOLEMNIZATION

A middle name may only be changed if an applicant is changing their surname to become a middle name. A last name may be changed to Spouse A's last name or a hyphenated version of Spouse A and B's last names. (SDCL 25-1-10.1)

MIDDLE NAME	LAST NAME

RESIDENCE ADDRESS (Physical location – no PO boxes)	APT #	INSIDE CITY LIMITS?	ZIP CODE
		☐ Yes ☐ No	

CITY	COUNTY	STATE	PHONE NUMBER

BIRTH STATE OR PROVIDENCE/COUNTRY	DATE OF BIRTH	AGE

SPOUSE B/BRIDE STATISTICAL INFORMATION

For statistical purposes only. Will not be published on a certified copy of the marriage record.

SEX	HISPANIC ORIGIN?
☐ Male ☐ Female	☐ NO – not Spanish/Hispanic/Latina ☐ YES – Mexican, Mexican American, Chicano ☐ YES – Puerto Rican ☐ YES – Cuban ☐ YES – other Spanish/Hispanic/Latina (e.g., Spaniard, Salvadoran, Dominican, Columbian) Specify: _____

RACE – Select all that apply

☐ White
☐ Black or African American
☐ Asian Indian
☐ Chinese
☐ Filipino
☐ Vietnamese
☐ Japanese
☐ Korean
☐ Native Hawaiian
☐ Samoan
☐ Guamanian or Chamorro
☐ American Indian or Alaska Native
☐ Other Asian _____
☐ Other Pacific Islander _____
☐ Other _____

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MARRIAGE INFORMATION

The license to marry is valid only in the state of **South Dakota** and will become void and of no effect unless the marriage is solemnized **within 90 days** from the purchase of the license.

ANTICIPATED MARRIAGE DATE	ANTICIPATED MARRIAGE CITY	ANTICIPATED MARRIAGE COUNTY

SPOUSE ACKNOWLEDGMENT

The laws of this state affirm your right to enter this marriage and, at the same time, to live within the marriage free from violence and abuse. Neither of you is the property of the other. Physical abuse, sexual abuse, battery, and assault of a spouse or other family member, as well as other provisions of the criminal laws of this state, apply to spouses and other family members, and violations thereof are punishable by law. **(SDCL 25-10.2)**

By signing, I verify and agree that:

- I have read and understand the above statement and all instructions provided by the Register of Deeds.
- The information I have provided is true, complete and correct to the best of my knowledge.
- I am legally free to marry under the laws of the State of South Dakota, including all requirements related to age, consent, marital status, and legal capacity.
- I am not prohibited from entering into a marriage contract due to being under the age of 18, currently married, under guardianship that restricts my ability to consent, or otherwise determined by a court to be of unsound mind.
- I understand that South Dakota laws require that both parties be capable of consenting to marriage, and that no marriage license may be issued if either party is legally unable to consent.
- I understand that the person solemnizing the marriage must comply with SDCL 25-1 and that my signature affirms my eligibility under all applicable statues.
- My signature will be captured electronically in the presence of the Register of Deeds, and signifies that I have read, understand and agree to all statements listed above.

SPOUSE A/GROOM SIGNATURE	SPOUSE B/BRIDE SIGNATURE