**44:09:07:03.  Facts to be established for a delayed certificate of marriage.** To be acceptable for a delayed for registration, the certificate of marriage must be supported by:

(1)  A copy of the license or the application for license if the license was granted; and

(2)  A signed statement from the official conducting the wedding ceremony or the custodian of the records of the official and from the two witnesses to the wedding ceremony indicating that a marriage ceremony was performed and the date and place of the marriage; or

(3)  An order from a court of competent jurisdiction ordering a delayed certificate of marriage to be filed and providing the following information:

(a)  Bride information:

(i)    Name prior to marriage;

(ii)   Date of birth; and

(iii)  Residence city and county;

(b)  Groom information:

(i)    Name prior to marriage;

(ii)   Date of birth; and

(iii)  Residence city and county; and

(c)  Marriage information:

(i)   Date of marriage; and

(ii)  City and county of marriage.

**Source:** 31 SDR 213, effective July 4, 2005.

**General Authority:** SDCL 34-25-42.

**Law Implemented:** SDCL 34-25-42.