



## Application for Domestic Partnership Registration

<b>Applicant One</b>			
Print Name:		Date of Birth:	
Address:		City:	State:    Zip:
Phone:			
<b>Applicant Two</b>			
Print Name:		Date of Birth:	
Address:		City:	State:    Zip:
Phone:			
By signing, we, the applicants, agree to the following:			
<ul style="list-style-type: none"> <li>• We have read and understand the terms and conditions of <a href="#">Rochester Code of Ordinances 1-3-1</a> attached to this application.</li> <li>• We affirm that we meet the definition of Domestic Partners and are eligible for registration.</li> <li>• We are applying to register as Domestic Partners.</li> </ul>			
Signature:			Date:
Signature:			Date:

How would you like to receive the cards? Check **One** of the boxes below.

- In person
- By mail

**Privacy Notice:** All information on file with the City pertaining to domestic partnership registration is classified as public data pursuant to the Minnesota Government Data Practices Act.

**Submission Options:**

- In person, or by mail, to the City Clerk’s Office, 201 4th Street SE, Rochester, MN 55904
- By email to [licenses@rochestermn.gov](mailto:licenses@rochestermn.gov), then call 507-328-2900 (option 6) to pay the fee.
- The following documents are required:
  - This application
  - The registration fee of \$60
  - A copy of your valid, government-issued ID’s

<b>OFFICE USE ONLY</b>
Date Received: _____
Effective Date: _____
Receipt # _____

## **CHAPTER 1-3. DOMESTIC PARTNERSHIPS**

### **Sec. 1-3-1. Statement of legislative purpose and intent.**

The city recognizes that nationwide debate has advanced an expanded concept of familial relationships beyond traditional marital and blood relationships. This expanded concept recognizes the relationship of two nonmarried but committed adult partners. Recognizing this, the common council hereby adopts a process to provide persons to declare themselves as domestic partners, thus providing convenience for employers in determining eligibility in providing benefits for such partners and their dependents as they deem applicable.

(Code 1965, § 81.01)

### **Sec. 1-3-2. Definitions.**

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Domestic partner* means two adults who:

- (1) Are not related by blood closer than permitted under the marriage laws of the state;
- (2) Are not married or related by marriage;
- (3) Are competent to enter into a contract;
- (4) Have no other domestic partner with whom the household is shared or with whom the adult person has another domestic partner;
- (5) Are jointly responsible to each other for the necessities of life; and
- (6) Are committed to one another to the same extent as married persons are to each other, except for the traditional marital status and solemnities.

*Health care facility* means a hospital, sanitarium or other institution for the hospitalization or care of human beings licensed under Minn. Stats. §§ 144.50 to 144.56.

(Code 1965, § 81.02; Ord. No. 3976, 7-19-2010)

### **Sec. 1-3-3. Registration of domestic partners.**

- (a) The city clerk shall accept an application to register as domestic partners from persons who state in such application that they meet the definition of domestic partners set out in section 1-3-2. Subsequent changes in address shall be promptly reported to the city clerk.
- (b) The city clerk shall charge an application fee of \$50.00 for the registration of a domestic partnership and shall charge a reasonable fee per document for providing certified copies of registrations, amendments or notices of termination. There shall be no charge for filing amendments or notices of termination.
- (c) The city clerk shall provide each domestic partner with a registration certificate. The registration certificate shall not be issued prior to the third working day after the date of application.

- 
- (d) This application and certificate may be used as evidence of the existence of a domestic partnership relationship.
  - (e) The city clerk shall keep a record of all registrations of domestic partnership, amendments to registrations and notices of termination received by the city clerk. The records shall be maintained so that amendments and notices of termination are filed with the registration of domestic partnership to which they pertain.
  - (f) Upon production of valid, government-issued documentation and only to the extent of the rights and responsibilities established therein or elsewhere in this Code, the terms "domestic partnership" and "registered domestic partnership" shall include, in addition to domestic partnerships registered with the city, and regardless of whether partners in either circumstance have sought further registration with the city:
    - (1) Any person who has a currently registered domestic partnership with a governmental body pursuant to state, local, or other law authorizing such registration. The term "domestic partnership" should be construed broadly to include same-sex civil unions or other such same-sex unions in which two same-sex individuals are committed to one another to the same extent as married persons are to each other, except for the traditional marital status and solemnities; and
    - (2) Marriages that would be legally recognized as a contract of lawful marriage in another local, state, or foreign jurisdiction.

(Code 1965, § 81.03)

#### **Sec. 1-3-4. Amendments.**

The city clerk may accept amendments for filing from persons who have a domestic partnership application on file except amendments which would change the identity of the partners.

(Code 1965, § 81.04)

#### **Sec. 1-3-5. Termination of domestic partnerships.**

- (a) Either person in a domestic partnership may initiate termination of the domestic partnership relationship, by written notification to the city clerk. The city clerk shall promptly notify the other partner at the address of record by certified mail.
- (b) A domestic partnership terminates when the earlier of the following occurs:
  - (1) One of the partners die;
  - (2) 45 days after one partner sends the other a written notice of termination that he has terminated the partnership by filing a notice of termination with the city clerk; or
  - (3) 45 days after the city clerk notified the nonfiling partner of the filing of any notice of termination.

(Code 1965, § 81.05)

#### **Sec. 1-3-6. Visitation in health care facilities.**

- (a) *Patient designation.* Where a health care facility restricts a patient's visitors, the health care facility shall allow every patient to name those individuals whom the patient wishes to allow to visit unless:
  - (1) No visitors are allowed; or

- 
- (2) The facility determines that the presence of a particular visitor named by the patient would endanger the health or safety of a patient, or would endanger the primary operations of the facility.
  - (b) *Domestic partners who do not make designations.* If a patient with whom visiting is restricted has not made the designation provided for in subsection (a) of this section, and if the patient has not indicated that she or he wishes no visitors, the facility must allow the patient's domestic partner, the children of the patient's domestic partner or the domestic partner of the patient's parent or child to visit unless:
    - (1) No visitors are allowed; or
    - (2) The facility determines that the presence of a particular visitor named by the patient would endanger the health or safety of a patient, or would endanger the primary operations of the facility.

(Code 1965, § 81.06)