

By: Riddle (Senate Sponsor - Ellis) H.B. No. 1609
(In the Senate - Received from the House May 1, 2003;
May 6, 2003, read first time and referred to Committee on Criminal
Justice; May 23, 2003, reported favorably by the following vote:
Yeas 4, Nays 0; May 23, 2003, sent to printer.)

A BILL TO BE ENTITLED
AN ACT

relating to administration of certain oaths by an employee of a
personal bond office.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 602.002, Government Code, as amended by
Chapters 514 and 986, Acts of the 77th Legislature, Regular
Session, 2001, is reenacted and amended to read as follows:

Sec. 602.002. OATH MADE IN TEXAS. An oath made in this
state may be administered and a certificate of the fact given by:

(1) a judge or a clerk of a municipal court, in a
matter pertaining to a duty of the court;

(2) a judge, retired judge, senior judge, clerk, or
commissioner of a court of record;

(3) a justice of the peace or a clerk of a justice
court;

(4) a notary public;

(5) a member of a board or commission created by a law
of this state, in a matter pertaining to a duty of the board or
commission;

(6) a person employed by the Texas Ethics Commission
who has a duty related to a report required by Title 15, Election
Code, in a matter pertaining to that duty;

(7) a county tax assessor-collector or an employee of
the county tax assessor-collector if the oath relates to a document
that is required or authorized to be filed in the office of the
county tax assessor-collector;

(8) the secretary of state;

(9) an employee of a personal bond office if the oath
is required or authorized by Article 17.04 or by Article 26.04(n) or
(o), Code of Criminal Procedure;

(10) the lieutenant governor;

(11) the speaker of the house of representatives;

(12) the governor;

(13) a legislator or retired legislator;

(14) the attorney general;

(15) the secretary or clerk of a municipality in a
matter pertaining to the official business of the municipality; or

(16) [(15)] a peace officer described by Article 2.12,
Code of Criminal Procedure, if:

(A) the oath is administered when the officer is
engaged in the performance of the officer's duties; and

(B) the administration of the oath relates to the
officer's duties.

SECTION 2. This Act takes effect immediately if it receives
a vote of two-thirds of all the members elected to each house, as
provided by Section 39, Article III, Texas Constitution. If this
Act does not receive the vote necessary for immediate effect, this
Act takes effect September 1, 2003.

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