

BILL ANALYSIS

S.B. 397
By: Harris
Judiciary
Committee Report (Unamended)

BACKGROUND AND PURPOSE

Current law authorizes municipal judges, retired municipal judges, and municipal court clerks to administer oaths and provide a certificate of the fact only in matters pertaining to a duty of the court.

As proposed, the bill authorizes municipal judges, retired judges, and clerks to administer oaths and provide a certificate of the fact and removes the limitation applying the authority only to matters pertaining to a duty of the court.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

SECTION 1. Amends Section 602.002, Government Code, as follows:

Sec. 602.002. OATH MADE IN TEXAS. Deletes existing text authorizing a judge, retired judge, or clerk of a municipal court to administer an oath and give a certificate of the fact in a matter pertaining to a duty of the court.

EFFECTIVE DATE

Immediately on receipt of required vote; otherwise September 1, 2007.