

1-1 By: Eiland, et al. (Senate Sponsor - Huffman) H.B. No. 1285  
1-2 (In the Senate - Received from the House May 6, 2009;  
1-3 May 7, 2009, read first time and referred to Committee on  
1-4 Jurisprudence; May 22, 2009, reported favorably, as amended, by  
1-5 the following vote: Yeas 5, Nays 0; May 22, 2009, sent to printer.)

1-6 COMMITTEE AMENDMENT NO. 1 By: Harris

1-7 Amend H.B. 1285, page 1, line 40, amending subsection (9) to  
1-8 include the following language as follows:

1-9 (9) an employee of a personal bond office, or an employee of  
1-10 a county, who is employed to obtain information required to be  
1-11 obtained under oath if the oath is required or authorized by Article  
1-12 17.04 or by Article 26.04 (n) or (o), Criminal Procedure Code;

1-13 A BILL TO BE ENTITLED  
1-14 AN ACT

1-15 relating to persons authorized to administer an oath in this state.

1-16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-17 SECTION 1. Section 602.002, Government Code, is amended to  
1-18 read as follows:

1-19 Sec. 602.002. OATH MADE IN TEXAS. An oath made in this  
1-20 state may be administered and a certificate of the fact given by:

1-21 (1) a judge, retired judge, or clerk of a municipal  
1-22 court;

1-23 (2) a judge, retired judge, senior judge, clerk, or  
1-24 commissioner of a court of record;

1-25 (3) a justice of the peace or a clerk of a justice  
1-26 court;

1-27 (4) a notary public;

1-28 (5) a member of a board or commission created by a law  
1-29 of this state, in a matter pertaining to a duty of the board or  
1-30 commission;

1-31 (6) a person employed by the Texas Ethics Commission  
1-32 who has a duty related to a report required by Title 15, Election  
1-33 Code, in a matter pertaining to that duty;

1-34 (7) a county tax assessor-collector or an employee of  
1-35 the county tax assessor-collector if the oath relates to a document  
1-36 that is required or authorized to be filed in the office of the  
1-37 county tax assessor-collector;

1-38 (8) the secretary of state or a former secretary of  
1-39 state;

1-40 (9) an employee of a personal bond office if the oath  
1-41 is required or authorized by Article 17.04 or by Article 26.04(n) or  
1-42 (o), Code of Criminal Procedure;

1-43 (10) the lieutenant governor or a former lieutenant  
1-44 governor;

1-45 (11) the speaker of the house of representatives or a  
1-46 former speaker of the house of representatives;

1-47 (12) the governor or a former governor;

1-48 (13) a legislator or retired legislator;

1-49 (14) the attorney general or a former attorney  
1-50 general;

1-51 (15) the secretary or clerk of a municipality in a  
1-52 matter pertaining to the official business of the municipality; or

1-53 (16) a peace officer described by Article 2.12, Code  
1-54 of Criminal Procedure, if:

1-55 (A) the oath is administered when the officer is  
1-56 engaged in the performance of the officer's duties; and

1-57 (B) the administration of the oath relates to the  
1-58 officer's duties.

1-59 SECTION 2. This Act takes effect immediately if it receives  
1-60 a vote of two-thirds of all the members elected to each house, as  
1-61 provided by Section 39, Article III, Texas Constitution. If this  
1-62 Act does not receive the vote necessary for immediate effect, this

2-1 Act takes effect September 1, 2009.

2-2 \* \* \* \* \*