

By: Kolkhorst

H.B. No. 3098

A BILL TO BE ENTITLED

AN ACT

relating to the proof of an applicant's identity and age required for the issuance of a marriage license.

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

SECTION 1. Section 2.005(b), Family Code, is amended to read as follows:

(b) The proof must be established by:

(1) a driver's license or identification card issued by this state, another state, or a foreign government [~~Canadian province~~] that is current or has expired not more than 60 days [~~two years~~] preceding the date the identification is submitted to the county clerk in connection with an application for a license;

(2) a United States passport that is current or has expired not more than 60 days preceding the date the passport is submitted to the county clerk in connection with an application for a license;

(3) a current passport issued by a foreign country with a valid entry stamp [~~or a consular document issued by a state or national government~~];

(4) an unexpired Certificate of United States Citizenship, Certificate of Naturalization, United States Citizen Identification Card, Permanent Resident Card, Temporary Resident Card, Employment Authorization Card, or other document issued by the federal Department of Homeland Security or the United States

1 Department of State that contains the person's [~~including an~~  
2 ~~identification~~] photograph;

3 (5) an unexpired military identification card for  
4 active duty, reserve, or retired personnel that contains the  
5 person's [~~with an identification~~] photograph;

6 [~~(6) [an original or certified copy of a birth~~  
7 ~~certificate issued by a bureau of vital statistics for a state or a~~  
8 ~~foreign government,~~

9 [~~(7) an original or certified copy of a Consular~~  
10 ~~Report of Birth Abroad or Certificate of Birth Abroad issued by the~~  
11 ~~United States Department of State,~~

12 [~~(8) an original or certified copy of a court order~~  
13 ~~relating to the applicant's name change or sex change,~~

14 [~~(9) school records from a secondary school or~~  
15 ~~institution of higher education,~~

16 [~~(10) an insurance policy continuously valid for the~~  
17 ~~two years preceding the date of the application for a license,~~

18 [~~(11) a motor vehicle certificate of title,~~

19 [~~(12) military records, including documentation of~~  
20 ~~release or discharge from active duty or a draft record,~~

21 [~~(13)] an unexpired military dependent identification~~

22 card that contains the person's photograph;

23 (7) an unexpired [~~(14) an original or certified copy~~  
24 ~~of the applicant's marriage license or divorce decree,~~

25 [~~(15) a voter registration certificate,~~

26 [~~(16) a] pilot's license issued by the Federal~~

27 Aviation Administration or another authorized agency of the United

1 States that contains the person's photograph;

2           (8) an unexpired [~~(17)~~—a] license to carry a  
3 concealed handgun under Subchapter H, Chapter 411, Government Code;

4           (9) [~~(18)~~] a temporary driving permit or a temporary  
5 identification card issued by the Department of Public Safety,  
6 together with an identification photograph; or

7           (10) [~~(19)~~] an offender identification card issued by  
8 the Texas Department of Criminal Justice that contains the person's  
9 photograph.

10           SECTION 2. The change in law made by this Act applies only  
11 to an application for a marriage license submitted to a county clerk  
12 on or after the effective date of this Act. An application for a  
13 marriage license submitted before the effective date of this Act is  
14 governed by the law in effect immediately before that date, and the  
15 former law is continued in effect for that purpose.

16           SECTION 3. This Act takes effect September 1, 2011.