

1-1 By: Williams S.B. No. 723
1-2 (In the Senate - Filed February 15, 2011; February 23, 2011,
1-3 read first time and referred to Committee on Jurisprudence;
1-4 April 14, 2011, reported favorably by the following vote: Yeas 4,
1-5 Nays 2, 1 present not voting; April 14, 2011, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the proof of an applicant's identity and age required
1-9 for the issuance of a marriage license.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subsection (b), Section 2.005, Family Code, is
1-12 amended to read as follows:

1-13 (b) The proof must be established by:

1-14 (1) a driver's license or identification card issued
1-15 by this state, another state, or a Canadian province that is current
1-16 or has expired not more than two years preceding the date the
1-17 identification is submitted to the county clerk in connection with
1-18 an application for a license;

1-19 (2) a United States passport;

1-20 (3) a current passport issued by a foreign country or a
1-21 consular document issued by a state or national government;

1-22 (4) an unexpired Certificate of United States
1-23 Citizenship, Certificate of Naturalization, United States Citizen
1-24 Identification Card, Permanent Resident Card, Temporary Resident
1-25 Card, Employment Authorization Card, or other document issued by
1-26 the federal Department of Homeland Security or the United States
1-27 Department of State including an identification photograph;

1-28 (5) an unexpired military identification card for
1-29 active duty, reserve, or retired personnel with an identification
1-30 photograph;

1-31 (6) an original or certified copy of a birth
1-32 certificate issued by a bureau of vital statistics for a state or a
1-33 foreign government;

1-34 (7) an original or certified copy of a Consular Report
1-35 of Birth Abroad or Certificate of Birth Abroad issued by the United
1-36 States Department of State;

1-37 (8) an original or certified copy of a court order
1-38 relating to the applicant's name change [~~or sex change~~];

1-39 (9) school records from a secondary school or
1-40 institution of higher education;

1-41 (10) an insurance policy continuously valid for the
1-42 two years preceding the date of the application for a license;

1-43 (11) a motor vehicle certificate of title;

1-44 (12) military records, including documentation of
1-45 release or discharge from active duty or a draft record;

1-46 (13) an unexpired military dependent identification
1-47 card;

1-48 (14) an original or certified copy of the applicant's
1-49 marriage license or divorce decree;

1-50 (15) a voter registration certificate;

1-51 (16) a pilot's license issued by the Federal Aviation
1-52 Administration or another authorized agency of the United States;

1-53 (17) a license to carry a concealed handgun under
1-54 Subchapter H, Chapter 411, Government Code;

1-55 (18) a temporary driving permit or a temporary
1-56 identification card issued by the Department of Public Safety; or

1-57 (19) an offender identification card issued by the
1-58 Texas Department of Criminal Justice.

1-59 SECTION 2. The change in law made by this Act applies only
1-60 to an application for a marriage license submitted to a county clerk
1-61 on or after the effective date of this Act. An application for a
1-62 marriage license submitted before the effective date of this Act is
1-63 governed by the law in effect immediately before that date, and the
1-64 former law is continued in effect for that purpose.

2-1 SECTION 3. This Act takes effect September 1, 2011.

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