

By: Elkins

H.B. No. 984

A BILL TO BE ENTITLED

AN ACT

relating to certain information required to be provided to an applicant for a marriage license.

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

SECTION 1. Section 2.009(c), Family Code, is amended to read as follows:

(c) On the proper execution of the application, the clerk shall:

(1) prepare the license;

(2) enter on the license the names of the licensees, the date that the license is issued, and, if applicable, the name of the person appointed to act as proxy for an absent applicant, if any;

(3) record the time at which the license was issued;

(4) distribute to each applicant written notice of the online location of the information prepared under Section 2.010 regarding ~~[printed materials about]~~ acquired immune deficiency syndrome (AIDS) and human immunodeficiency virus (HIV) and note on the license that the distribution was made; and

(5) distribute to each applicant a premarital education handbook provided by the attorney general under Section 2.014 or written notice of the online location of that handbook.

SECTION 2. Section 2.010, Family Code, is amended to read as follows:

1 Sec. 2.010. AIDS INFORMATION; POSTING ON INTERNET. The
2 ~~[Materials providing information about acquired immune deficiency~~
3 ~~syndrome (AIDS) and human immunodeficiency virus (HIV) shall be~~
4 ~~prepared and provided to the clerk by the Texas]~~ Department of State
5 Health Services ~~[and]~~ shall prepare and make available to the
6 public on its Internet website information about acquired immune
7 deficiency syndrome (AIDS) and human immunodeficiency virus (HIV).
8 The information must be designed to inform an applicant for a
9 marriage license ~~[the applicants]~~ about:

10 (1) the incidence and mode of transmission of AIDS and
11 HIV;

12 (2) the local availability of medical procedures,
13 including voluntary testing, designed to show or help show whether
14 a person has AIDS or HIV infection, antibodies to HIV, or infection
15 with any other probable causative agent of AIDS; and

16 (3) available and appropriate counseling services
17 regarding AIDS and HIV infection.

18 SECTION 3. Section 2.014(c), Family Code, is amended to
19 read as follows:

20 (c) The premarital education handbook under Subsection
21 (b)(1) must:

22 (1) as provided by Section 2.009(c)(5), ~~[shall]~~ be
23 distributed to each applicant for a marriage license or made
24 available in an electronic form on a publicly accessible Internet
25 website; ~~[as provided by Section 2.009(c)(5)]~~ and

26 (2) [shall] contain information on:

27 (A) [1] conflict management;

1 (B) [~~(2)~~] communication skills;
2 (C) [~~(3)~~] children and parenting
3 responsibilities; and
4 (D) [~~(4)~~] financial responsibilities.

5 SECTION 4. The changes in law made by this Act apply only to
6 an application for a marriage license submitted to a county clerk on
7 or after the effective date of this Act. An application for a
8 marriage license submitted before the effective date of this Act is
9 governed by the law in effect immediately before that date, and the
10 former law is continued in effect for that purpose.

11 SECTION 5. This Act takes effect September 1, 2013.