

By: Springer

H.B. No. 555

A BILL TO BE ENTITLED

AN ACT

relating to an additional fee for issuing a marriage license to applicants who are not residents of this state.

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

SECTION 1. Section 118.011(a), Local Government Code, is amended to read as follows:

(a) A county clerk shall collect the following fees for services rendered to any person:

(1) Personal Property Records Filing (Sec. 118.012):

for the first page \$ 5.00

for each additional page or part of a page on which there are visible marks of any kind \$ 4.00

(2) Real Property Records Filing (Sec. 118.013):

for the first page \$ 5.00

for each additional page or part of a page on which there are visible marks of any kind \$ 4.00

for all or part of each 8-1/2" X 14" attachment or rider \$ 4.00

for each name in excess of five names that has to be indexed in all records in which the document must be indexed \$ 0.25

(3) Certified Papers (Sec. 118.014):

for the clerk's certificate \$ 5.00

plus a fee for each page or part of a page \$ 1.00

- 1 (4) Noncertified Papers (Sec. 118.0145):
- 2 for each page or part of a page \$ 1.00
- 3 (5) Birth or Death Certificate (Sec.
- 4 118.015) same as state registrar
- 5 (6) Bond Approval (Sec. 118.016) \$ 3.00
- 6 (7) Marriage License (Sec. 118.018) \$60.00
- 7 (7-a) Marriage License for Out-Of-State Applicants
- 8 (Sec. 118.018) not more than \$150
- 9 (8) Declaration of Informal Marriage (Sec.
- 10 118.019) \$25.00
- 11 (9) Brand Registration (Sec. 118.020) \$ 5.00
- 12 (10) Oath Administration (Sec. 118.021) . \$ 1.00

13 SECTION 2. Section 118.018, Local Government Code, is
 14 amended by amending Subsection (b-1) and adding Subsection (d) to
 15 read as follows:

16 (b-1) The county clerk shall issue a marriage license
 17 without collecting a marriage license fee from an applicant who:

- 18 (1) completes a premarital education course described
- 19 by Section 2.013, Family Code; ~~and~~
- 20 (2) provides to the county clerk a premarital
- 21 education course completion certificate indicating completion of
- 22 the premarital education course not more than one year before the
- 23 date the marriage license application is filed with the clerk; and
- 24 (3) provides proof satisfactory to the county clerk
- 25 that the applicant is a resident of this state.

26 (d) If neither applicant for a marriage license provides
 27 proof satisfactory to the county clerk that the applicant is a

1 resident of this state, the county clerk may collect an additional
2 fee of not more than \$150 for issuing the marriage license.

3 SECTION 3. The change in law made by this Act applies only
4 to a marriage license issued on or after January 1, 2018. A
5 marriage license issued before January 1, 2018, is governed by the
6 law in effect immediately before the effective date of this Act, and
7 the former law is continued in effect for that purpose.

8 SECTION 4. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect September 1, 2017.