

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

April 30, 2019

TO: Honorable Harold V. Dutton, Jr., Chair, House Committee on Juvenile Justice & Family Issues

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB2109 by Flynn (Relating to the right of recusal from the performance of certain marriage ceremonies.), **As Introduced**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would amend the Family Code to allow a person authorized to conduct a marriage under Texas law to recuse himself or herself from performing the ceremony due to sincerely-held religious beliefs or conscientious objection. The bill would grant the person civil immunity from damages arising from the recusal and allows the person to assert, as a defense or a claim on civil action, that a law, policy, or adverse action of the state violates the authorization to recuse.

Based on the analysis of the Office of Court Administration, duties and responsibilities associated with implementing the provisions of the bill could be accomplished using existing resources.

The bill would take effect immediately if it receives a vote of two-thirds of all the members elected to each house, or September 1, 2019.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council

LBB Staff: WP, LBO, DA