

By: Talarico, Ramos, Turner of Tarrant,
Beckley

H.B. No. 2039

A BILL TO BE ENTITLED

1 AN ACT

2 relating to persons authorized to conduct a marriage ceremony.

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

4 SECTION 1. Sections 2.202(a), (b), and (b-1), Family Code,
5 are amended to read as follows:

6 (a) The following persons are authorized to conduct a
7 marriage ceremony:

8 (1) ~~[a licensed or ordained Christian minister or~~
9 ~~priest,~~

10 ~~[(2) a Jewish rabbi,~~

11 ~~[(3)] a person who is [an officer of a religious~~
12 ~~organization and who is]~~ authorized by a religious ~~[the]~~
13 organization to conduct a marriage ceremony;

14 (2) ~~[(4)]~~ a justice of the supreme court, judge of the
15 court of criminal appeals, justice of the courts of appeals, judge
16 of the district, county, and probate courts, judge of the county
17 courts at law, judge of the courts of domestic relations, judge of
18 the juvenile courts, retired justice or judge of those courts,
19 justice of the peace, retired justice of the peace, judge of a
20 municipal court, retired judge of a municipal court, associate
21 judge of a statutory probate court, retired associate judge of a
22 statutory probate court, associate judge of a county court at law,
23 retired associate judge of a county court at law, or judge or
24 magistrate of a federal court of this state; and

1 (3) [~~(5)~~] a retired judge or magistrate of a federal
2 court of this state.

3 (b) For the purposes of Subsection (a)(2) [~~(a)(4)~~], a
4 retired judge or justice is a former judge or justice who is vested
5 in the Judicial Retirement System of Texas Plan One or the Judicial
6 Retirement System of Texas Plan Two or who has an aggregate of at
7 least 12 years of service as judge or justice of any type listed in
8 Subsection (a)(2) [~~(a)(4)~~].

9 (b-1) For the purposes of Subsection (a)(3) [~~(a)(5)~~], a
10 retired judge or magistrate is a former judge or magistrate of a
11 federal court of this state who is fully vested in the Federal
12 Employees Retirement System under 28 U.S.C. Section 371 or 377.

13 SECTION 2. This Act takes effect September 1, 2021.