

By: Springer, Frank, King of Hemphill,
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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(b), Local Government Code, as effective until September 1, 2019, is amended to read as follows:

(b) The county clerk may set and collect the following fee from any person:

(1) Returned Check (Sec. 118.0215) not less than \$15 or more than \$30

(2) Records Management and Preservation Fee (Sec. 118.0216) not more than \$10

(3) Mental Health Background Check for License to Carry a Handgun (Sec. 118.0217) not more than \$2

(4) Marriage License for Out-of-State Applicants (Sec. 118.018) \$100

SECTION 2. Section 118.011(b), Local Government Code, as effective September 1, 2019, is amended to read as follows:

(b) The county clerk may set and collect the following fee from any person:

(1) Returned Check (Sec. 118.0215) not less than \$15 or more than \$30

(2) Records Management and Preservation Fee (Sec.

1 118.0216) not more
2 than \$5

3 (3) Mental Health Background Check for License to
4 Carry a Handgun (Sec. 118.0217) not more than \$2

5 (4) Marriage License for Out-of-State Applicants
6 (Sec. 118.018) \$100

7 SECTION 3. Section 118.018, Local Government Code, is
8 amended by amending Subsection (b-1) and adding Subsection (d) to
9 read as follows:

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

12 (1) completes a premarital education course described
13 by Section 2.013, Family Code; ~~and~~

14 (2) provides to the county clerk a premarital
15 education course completion certificate indicating completion of
16 the premarital education course not more than one year before the
17 date the marriage license application is filed with the clerk; and

18 (3) provides proof satisfactory to the county clerk
19 that the applicant is a resident of this state.

20 (d) If neither applicant for a marriage license provides
21 proof satisfactory to the county clerk that the applicant is a
22 resident of this state, the county clerk may collect an additional
23 fee of \$100 for issuing the marriage license.

24 SECTION 4. The change in law made by this Act applies only
25 to a marriage license issued on or after January 1, 2018. A
26 marriage license issued before January 1, 2018, is governed by the
27 law in effect immediately before the effective date of this Act, and

1 the former law is continued in effect for that purpose.

2 SECTION 5. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2017.