

1-1 By: Perry S.B. No. 907
1-2 (In the Senate - Filed March 1, 2021; March 11, 2021, read
1-3 first time and referred to Committee on Jurisprudence;
1-4 April 9, 2021, reported favorably by the following vote: Yeas 5,
1-5 Nays 0; April 9, 2021, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			

1-13 A BILL TO BE ENTITLED
1-14 AN ACT

1-15 relating to the application for and issuance of a marriage license
1-16 through the use of remote technology.

1-17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-18 SECTION 1. Subchapter A, Chapter 2, Family Code, is amended
1-19 by adding Section 2.0091 to read as follows:

1-20 Sec. 2.0091. APPLICATION FOR AND ISSUANCE OF LICENSE
1-21 THROUGH REMOTE TECHNOLOGY. (a) This section applies only in a
1-22 county in which the county clerk has been certified by the Texas
1-23 Judicial Council under Section 71.039, Government Code, to issue a
1-24 marriage license through the use of remote technology.

1-25 (b) In a county to which this section applies:

1-26 (1) a person who applies for a marriage license
1-27 through the use of remote technology is considered to have appeared
1-28 before the court for purposes of this subchapter; and

1-29 (2) the county clerk may issue a marriage license
1-30 through the use of remote technology only in accordance with the
1-31 procedures adopted by the Texas Judicial Council under Section
1-32 71.039, Government Code.

1-33 SECTION 2. Subchapter C, Chapter 71, Government Code, is
1-34 amended by adding Section 71.039 to read as follows:

1-35 Sec. 71.039. PROCEDURES FOR ISSUANCE OF MARRIAGE LICENSE
1-36 THROUGH REMOTE TECHNOLOGY. The council, in consultation with the
1-37 Department of State Health Services, by rule shall develop and
1-38 implement a voluntary certification process under which a county
1-39 clerk may be certified to issue a marriage license to applicants
1-40 through the use of remote technology in accordance with procedures
1-41 adopted by the council. The procedures adopted by the council must
1-42 ensure sufficient verification of each applicant's age and identity
1-43 to prevent fraud.

1-44 SECTION 3. Not later than January 1, 2022, the Texas
1-45 Judicial Council shall adopt the rules necessary to implement
1-46 Section 71.039, Government Code, as added by this Act.

1-47 SECTION 4. This Act takes effect September 1, 2021.

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