

BILL ANALYSIS

Senate Research Center
83R7409 JSC-F

S.B. 1317
By: Whitmire
Jurisprudence
4/11/2013
As Filed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

Under current law, a federal court judge or magistrate is authorized to conduct marriage ceremonies. S.B. 1317 also allows retired federal court judges and magistrates to perform marriage ceremonies.

As proposed, S.B. 1317 amends current law relating to persons authorized to perform a marriage ceremony.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Sections 2.202(a) and (b), Family Code, as follows:

- (a) Adds a retired judge or magistrate of a federal court of this state to a list of certain persons authorized to conduct a marriage ceremony. Makes a nonsubstantive change.
- (b) Provides that a retired judge, justice, or magistrate, for the purposes of this section, is:
 - (1) Creates this subdivision from existing text;
 - (2) a former judge or magistrate of a federal court in this state who is fully vested in the Federal Employees Retirements System under 28 U.S.C. Section 371 or 377; or
 - (3) a former judge, justice, or magistrate who has an aggregate of at least 12 years of service as a judge, justice, or magistrate of any type listed in Subsection (a)(4).

Makes nonsubstantive changes.

SECTION 2. Makes application of the change in law made by this Act prospective.

SECTION 3. Effective date: September 1, 2013.