

CHAPTER 43

H.B. No. 317

AN ACT

relating to parental consent for the marriage of certain minors.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Section 1.52, Family Code, is amended by amending Subsections (c) and (e) and adding Subsection (f) to read as follows:

(c) Except as otherwise provided by this section, consent must be acknowledged before any [the] county clerk of the State of Texas [~~at the time the application is made for the marriage license~~].

(e) If the person giving parental consent is unable because of illness or incapacity to comply with the provisions of Subsection (c) or (d) of this section, the consent may be acknowledged before any officer authorized to take acknowledgments; but it must be accompanied by a physician's affidavit stating that the person giving parental consent is unable to comply [~~be present~~] because of illness or incapacity.

(f) *Parental consent must be given during the 30-day period immediately preceding the date the application is made for the marriage license or at the time the application is made for the marriage license.*

SECTION 2. This Act takes effect September 1, 1987, and applies only to a marriage license issued on or after that date.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed by the House on March 11, 1987, by a non-record vote. Passed by the Senate on April 15, 1987, by the following vote: Yeas 31, Nays 0.

Approved April 29, 1987.

Effective Sept. 1, 1987.