A BILL TO BE ENTITLED

AN ACT

relating to a declaration of Emancipation Day in Texas as a legal holiday.

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

SECTION 1. Article 4591, Revised Civil Statutes of Texas, 1925, as amended, is amended to read as follows:

Art. 4591. ENUMERATION. The first day of January, the 19th day of January, the third Monday in February, the second day of March, the 21st day of April, the last Monday in May, the 19th day of June, the fourth day of July, the 27th day of August, the first Monday in September, the second Monday in October, the 11th day of November, the fourth Thursday in November, and the 25th day of December, of each year, and every day on which an election is held throughout the state, are declared legal holidays, on which all the public offices of the state may be closed and shall be considered and treated as Sunday for all purposes regarding the presenting for the payment or acceptance and of protesting for and giving notice of the dishonor of bills of exchange, bank checks and promissory notes placed by the law upon the footing of bills of exchange. The nineteenth day of January shall be known as "Confederate Heroes Day" in honor of Jefferson Davis, Robert E. Lee and other Confederate heroes. The 19th day of June is designated "Emancipation Day in Texas" in honor of the emancipation of the slaves in Texas on June 19, 1865.
SECTION 2. Article 10a, Chapter IX, Texas Banking Code of
1943, as amended (Article 342-910a, Vernon's Texas Civil Statutes),
is amended to read as follows:

Art. 10a. LEGAL HOLIDAYS FOR BANKS OR TRUST
COMPANIES--ALTERNATIVE LEGAL HOLIDAYS FOR BANKS OR TRUST
COMPANIES--DISCRIMINATION PROHIBITED

Sec. 1. LEGAL HOLIDAYS FOR BANKS OR TRUST COMPANIES.
Notwithstanding any existing provisions of law relative to
negotiable or nonnegotiable instruments or commercial paper, but
subject to the provisions of Section 2 of this article, only the
following enumerated days are declared to be legal holidays for
banking purposes on which each bank or trust company in Texas shall
remain closed: Saturdays, Sundays, January 1, the third Monday in
February, the last Monday in May, June 19, July 4, the first Monday
in September, the second Monday in October, the 11th day of
November, the fourth Thursday in November, and December 25.

When the dates June 19, July 4, November 11, or December 25
fall on Saturday, then the Friday immediately preceding such
Saturday shall also be a legal holiday for banking purposes on
which each bank or trust company in Texas shall remain closed.
When the dates January 1, June 19, July 4, November 11, or December
25 fall on Sunday, then the Monday next following such Sunday shall
also be a legal holiday for banking purposes on which each bank or
trust company in Texas shall remain closed.

All such legal holidays shall be neither business days nor
banking days under the laws of this State or the United States, and
any act authorized, required or permitted to be performed at or by
any bank or trust company on such days may be performed on the next
succeeding business day and no liability or loss of right of any
kind shall result therefrom to any bank or trust company.

Sec. 2. ALTERNATIVE LEGAL HOLIDAYS FOR BANKS OR TRUST
COMPANIES. Any bank or trust company may elect to designate days
on which it may close for general banking purposes pursuant to the
provisions of this section, instead of Section 1 of this article,
provided that any bank or trust company which has elected to be
governed by this section shall remain closed on the following
enumerated days, which days are declared to be legal holidays for
banking purposes: Sundays, January 1, the third Monday in
February, the last Monday in May, June 19, July 4, the first Monday
in September, the second Monday in October, the 11th day of
November, the fourth Thursday in November, and December 25. When
the dates June 19, July 4, November 11, or December 25 fall on
Saturday, then the Friday immediately preceding such Saturday shall
also be a legal holiday for all banking purposes on which each bank
or trust company shall remain closed. When the dates January 1,
June 19, July 4, November 11, or December 25 fall on Sunday, then
the Monday next following each Sunday shall also be a mandatory
legal holiday for banking purposes on which each bank or trust
company shall remain closed. Except as herein provided, any bank
or trust company doing business in this state may, at its option,
elect to be governed by this section and close for general banking
purposes either on Saturday or on any other weekday of any week in
the year in addition to mandatory legal holidays, provided:

(a) such day is designated at least 15 days in advance by
adoption of a resolution concurred in by a majority of the board of
directors thereof (or, if an unincorporated bank or trust company,
by its owner or a majority of its owners, if there be more than one
owner); and

(b) notice of the day or days designated in such resolution
is posted in a conspicuous place in such bank or trust company for
at least 15 days in advance of the day or days designated; and

(c) a copy of such resolution certified by the president or
cashier of such bank or trust company is filed with the Banking
Department of Texas.

The filing of such copy of resolution as aforesaid with the
Banking Department of Texas shall be deemed to be proof in all
courts in this state that such bank or trust company has duly
complied with the provisions of this section. Any such election to
so close shall remain in effect until a subsequent resolution shall
be adopted and notice thereof posted and a copy thereof filed in
the manner above provided.

If any bank or trust company elects to close for general
banking purposes on Saturday or any other weekday as herein
provided, it may, at its option, remain open on such day for the
purpose of performing limited banking services. Notice of election
to perform limited banking services shall be contained in the
resolution and notices, above provided, with respect to closing for
general banking purposes. Limited banking services may include
such of the ordinary and usual services provided by the bank as the
board of directors may determine, except the following: making
loans, renewing or extending loans, certifying checks, and issuing
Such day upon which such bank or trust company may elect to close for general banking purposes shall with respect to such institution be treated as a legal holiday for all purposes and not a business day; provided that if such bank shall elect to perform limited banking services on such day, the same shall not be deemed a legal holiday for the performance of limited banking services.

Any bank or trust company which elects to close for general banking purposes on Saturday or any other weekday but which elects to perform limited banking services shall not be subjected to any liability or loss of rights for performing limited banking services or refusing to perform any other banking services on such day.

SECTION 3. This Act takes effect September 1, 1979.

SECTION 4. 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.
A BILL TO BE ENTITLED
AN ACT
relating to a declaration of Emancipation Day in Texas as a legal holiday.

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

SECTION 1. Article 4591, Revised Civil Statutes of Texas, 1925, as amended, is amended to read as follows:

Art. 4591. ENUMERATION. The first day of January, the 19th day of January, the third Monday in February, the second day of March, the 21st day of April, the last Monday in May, the 12th day of June, the fourth day of July, the 27th day of August, the first Monday in September, the second Monday in October, the 11th day of November, the fourth Thursday in November, and the 25th day of December, of each year, and every day on which an election is held throughout the state, are declared legal holidays, on which all the public offices of the state may be closed and shall be considered and treated as Sunday for all purposes regarding the payment or acceptance and of protesting for and giving notice of the dishonor of bills of exchange, bank checks and promissory notes placed by the law upon the footing of bills of exchange. The nineteenth day of January shall be known as "Confederate Heroes Day" in honor of Jefferson Davis, Robert E. Lee and other Confederate heroes. The 12th day of June is designated "Emancipation Day in Texas" in honor of the emancipation of the slaves in Texas on June 19, 1865.
SECTION 2. Article 10a, Chapter IX, Texas Banking Code of 1943, as amended (Article 342-910a, Vernon's Texas Civil Statutes), is amended to read as follows:

Art. 10a. LEGAL HOLIDAYS FOR BANKS OR TRUST COMPANIES—ALTERNATIVE LEGAL HOLIDAYS FOR BANKS OR TRUST COMPANIES—DISCRIMINATION PROHIBITED

Sec. 1. LEGAL HOLIDAYS FOR BANKS OR TRUST COMPANIES.

Notwithstanding any existing provisions of law relative to negotiable or nonnegotiable instruments or commercial paper, but subject to the provisions of Section 2 of this article, only the following enumerated days are declared to be legal holidays for banking purposes on which each bank or trust company in Texas shall remain closed: Saturdays, Sundays, January 1, the third Monday in February, the last Monday in May, June 19, July 4, the first Monday in September, the second Monday in October, the 11th day of November, the fourth Thursday in November, and December 25.

When the dates June 19, July 4, November 11, or December 25 fall on Saturday, then the Friday immediately preceding such Saturday shall also be a legal holiday for banking purposes on which each bank or trust company in Texas shall remain closed.

When the dates January 1, June 19, July 4, November 11, or December 25 fall on Sunday, then the Monday next following such Sunday shall also be a legal holiday for banking purposes on which each bank or trust company in Texas shall remain closed.

All such legal holidays shall be neither business days nor banking days under the laws of this State or the United States, and any act authorized, required or permitted to be performed at or by
any bank or trust company on such days may be performed on the next succeeding business day and no liability or loss of right of any kind shall result therefrom to any bank or trust company.

Sec. 2. ALTERNATIVE LEGAL HOLIDAYS FOR BANKS OR TRUST COMPANIES. Any bank or trust company may elect to designate days on which it may close for general banking purposes pursuant to the provisions of this section, instead of Section 1 of this article, provided that any bank or trust company which has elected to be governed by this section shall remain closed on the following enumerated days, which days are declared to be legal holidays for banking purposes: Sundays, January 1, the third Monday in February, the last Monday in May, June 19, July 4, the first Monday in September, the second Monday in October, the 11th day of November, the fourth Thursday in November, and December 25. When the dates June 19, July 4, November 11, or December 25 fall on Saturday, then the Friday immediately preceding such Saturday shall also be a legal holiday for all banking purposes on which each bank or trust company shall remain closed. When the dates January 1, June 19, July 4, November 11, or December 25 fall on Sunday, then the Monday next following each Sunday shall also be a mandatory legal holiday for banking purposes on which each bank or trust company shall remain closed. Except as herein provided, any bank or trust company doing business in this state may, at its option, elect to be governed by this section and close for general banking purposes either on Saturday or on any other weekday of any week in the year in addition to mandatory legal holidays, provided:

(a) such day is designated at least 15 days in advance by
adoption of a resolution concurred in by a majority of the board of
directors thereof (or, if an unincorporated bank or trust company,
by its owner or a majority of its owners, if there be more than one
owner); and

(b) notice of the day or days designated in such resolution
is posted in a conspicuous place in such bank or trust company for
at least 15 days in advance of the day or days designated; and

(c) a copy of such resolution certified by the president or
cashier of such bank or trust company is filed with the Banking
Department of Texas.

The filing of such copy of resolution as aforesaid with the
Banking Department of Texas shall be deemed to be proof in all
courts in this state that such bank or trust company has duly
complied with the provisions of this section. Any such election to
so close shall remain in effect until a subsequent resolution shall
be adopted and notice thereof posted and a copy thereof filed in
the manner above provided.

If any bank or trust company elects to close for general
banking purposes on Saturday or any other weekday as herein
provided, it may, at its option, remain open on such day for the
purpose of performing limited banking services. Notice of election
to perform limited banking services shall be contained in the
resolution and notices, above provided, with respect to closing for
general banking purposes. Limited banking services may include
such of the ordinary and usual services provided by the bank as the
board of directors may determine, except the following: making
loans, renewing or extending loans, certifying checks, and issuing
cashier's checks.

Such day upon which such bank or trust company may elect to close for general banking purposes shall with respect to such institution be treated as a legal holiday for all purposes and not a business day; provided that if such bank shall elect to perform limited banking services on such day, the same shall not be deemed a legal holiday for the performance of limited banking services.

Any bank or trust company which elects to close for general banking purposes on Saturday or any other weekday but which elects to perform limited banking services shall not be subjected to any liability or loss of rights for performing limited banking services or refusing to perform any other banking services on such day.

SECTION 3. This Act takes effect September 1, 1979.

SECTION 4. 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.
COMMITTEE AMENDMENT NO. 1

Amend H.B. 1016 in the following manner:

Delete Section 2 in its entirety and renumber the subsequent sections accordingly.

Amend Section 1, on page 1, line 11 by deleting the following language: "the second Monday in October, ".

Mcfarland
Committee Report

The Honorable Bill Clayton  
Speaker of the House of Representatives

Sir:

We, your COMMITTEE ON STATE AFFAIRS, to whom was referred H.B. 1016, have had the same under consideration and beg to report back with the recommendation that it ( ) do pass, without amendment.  
( ) do pass, with amendment(s).  
( ) do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested on 3-8-79 and is attached as part of this report.

The Committee recommends that this measure be placed on the (Local / Consent) Calendar.

This measure ( ) proposes new law.  
( X ) amends existing law.

House Sponsor of Senate Measure N/A

The measure was reported from Committee by the following vote:

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<th>NAY</th>
<th>PNV</th>
<th>ABSENT</th>
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<td>Green, Gene, V.C.</td>
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<td>McFarland, V.C.A.</td>
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<tr>
<td>Ceverha, V.C.A.</td>
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</table>

Total: 11 aye  
0 nay  
0 present, not voting  
4 absent

CHAIRMAN

COMMITTEE COORDINATOR
H.B. 1016

HOUSE COMMITTEE ON STATE AFFAIRS

BILL ANALYSIS

BACKGROUND INFORMATION:

Currently, state statutes designate thirteen days a year as legal holidays.

WHAT THIS BILL PROPOSES TO DO:

This bill would designate June 19th as "Emancipation Day in Texas" and make it a legal holiday and strike the second Monday in October (Columbus Day) as a legal holiday.

SECTION BY SECTION ANALYSIS:

Section 1: Would amend statutes to add the 19th of June as a legal holiday and designate it as "Emancipation Day in Texas." Deletes the second Monday in October (Columbus Day) as a state holiday.

Section 2: Effective Date--September 1, 1979

Section 3: Emergency Clause.

RULEMAKING AUTHORITY:

It is this Committee's opinion that no rulemaking authority is delegated to any state officer, agency, department or institution.

SUMMARY OF COMMITTEE ACTION:

Public notice was posted in accordance with Rule V, Section 14, Rules of Procedure of the House of Representativ- s and a public hearing was held on March 19, 1979.

The bill was referred to a subcommittee consisting of the following members: Ceverha-Chairman, Grubbs, McFarland. On April 4, 1979 the measure was reported to the full committee with amendment. Committee Amendment No. 1 strikes Section 2 of the bill which amends Article 342-910a, V.T.C.S., Legal Holidays For Banks Or Trust Companies--Alternative Legal Holidays For Banks Or Trust Companies--Discrimination Prohibited. Amendment No. 1 also strikes the second Monday in October (Columbus Day) as a state holiday.

On April 24, 1979 the full committee voted to report H.B. 1016 to the House with amendment and the recommendation that it do pass by a record vote of 11 ayes and 0 nays.

Harold M. Hyman, representing himself, spoke for H.B. 1016.
Honorable D. R. (Tom) Uher, Chairman
Committee on State Affairs
House of Representatives
Austin, Texas

Sir:

In response to your request pursuant to House Rule V, Section 28, this office finds the fiscal implications of House Bill No. 1016 (relating to a declaration of Emancipation Day in Texas as a legal holiday) to be as follows:

The bill would make no appropriation but would constitute prior legislative authorization for an appropriative request.

The bill, should it be enacted, would designate the 19th day of June as a legal holiday on which all the public offices of the State may be closed. Fiscal implications would be dependent on whether the Legislature, in the General Appropriations Bill, should so designate it as an official holiday for State employees as not all statutory holidays are so designated, namely the 19th day of January and election days. Should it be so designated, it is estimated the fiscal implications to the State to be $7,400,390 during each of the first five years following passage. The same reasoning would apply to local government, but the fiscal implications to local government is indeterminable.

Thomas M. Keel
Director

Source: State Auditor; LBB Staff
Committee Amendment No. 1  BY: McFarland

Amend H.B. 1016 in the following manner:
Delete Section 2 in its entirety and renumber the subsequent sections accordingly.

Amend Section 1, on page 1, line 11 by deleting the following language: "the second Monday in October, ".

ADOPTED

MAY 9 1979

Chief Clerk
House of Representatives
ADOTED

MAY 9 1979

Bety Murray
Chief Clerk
House of Representatives

AMENDMENT BY MCFARLAND

AMEND H.B. 1016 BY STRIKING "SEPTEMBER 1, 1979" AND INSERT "JANUARY 1, 1980" ON PAGE 5, LINE 13
A BILL TO BE ENTITLED

AN ACT
relating to a declaration of Emancipation Day in Texas as a legal holiday.

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

SECTION 1. Article 4591, Revised Civil Statutes of Texas, 1925, as amended, is amended to read as follows:

Art. 4591. ENUMERATION. The first day of January, the 19th day of January, the third Monday in February, the second day of March, the 21st day of April, the last Monday in May, the 19th day of June, the fourth day of July, the 27th day of August, the first Monday in September, [the second Monday in October], the 11th day of November, the fourth Thursday in November, and the 25th day of December, of each year, and every day on which an election is held throughout the state, are declared legal holidays, on which all the public offices of the state may be closed and shall be considered and treated as Sunday for all purposes regarding the presenting for the payment or acceptance and of protesting for and giving notice of the dishonor of bills of exchange, bank checks and promissory notes placed by the law upon the footing of bills of exchange. The nineteenth day of January shall be known as "Confederate Heroes Day" in honor of Jefferson Davis, Robert E. Lee and other Confederate heroes. The 19th day of June is designated "Emancipation Day in Texas" in honor of the emancipation of the slaves in Texas on June 19, 1865.
H.B. No. 1016

SECTION 2. This Act takes effect January 1, 1980.

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.
COMMITTEE SUBSTITUTE FOR H. B. NO. 1016

A BILL TO BE ENTITLED
AN ACT

relating to a declaration of Emancipation Day in Texas as a legal holiday.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
SECTION 1. Article 4591, Revised Civil Statutes of Texas, 1925, as amended, is amended to read as follows:
Art. 4591. ENUMERATION. The first day of January, the 19th day of January, the third Monday in February, the second day of March, the 21st day of April, the last Monday in May, the 19th day of June, the fourth day of July, the 27th day of August, the first Monday in September, the second Monday in October, the 11th day of November, the fourth Thursday in November, and the 25th day of December, of each year, and every day on which an election is held throughout the state, are declared legal holidays, on which all the public offices of the state may be closed and shall be considered and treated as Sunday for all purposes regarding the presenting for the payment or acceptance and of protesting for and giving notice of the dishonor of bills of exchange, bank checks and promissory notes placed by the law upon the footing of bills of exchange. The nineteenth day of January shall be known as "Confederate Heroes Day" in honor of Jefferson Davis, Robert E. Lee and other Confederate heroes. The 19th day of June is designated "Emancipation Day in Texas" in honor of the emancipation of the slaves in Texas on June 19, 1865.

SECTION 2. This Act takes effect January 1, 1980.
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.

***

Austin, Texas
May 22, 1979

Hon. William P. Hobby
President of the Senate

Sir:

We, your Committee on State Affairs, to which was referred H. B. No. 1016, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

Moore, Chairman
BILL ANALYSIS

PURPOSE: To designate June 19th as "Emancipation Day in Texas" and make it a legal holiday.

SECTION ANALYSIS:

Section 1: Amends Article 459 of R.C.S. to add the 19th of June as a legal holiday and designate it as "Emancipation Day in Texas."

Section 2: Effective Date -- September 1, 1979.

Section 3: Emergency clause.
Honorable William T. (Bill) Moore, Chairman
Committee on State Affairs
Senate Chamber
Austin, Texas

In Re: House Bill No. 1016,
as engrossed
By: Edwards of Harris, et al

Sir:

In response to your request pursuant to Senate Rule 94, Subsection (g), this office finds the fiscal implications of House Bill No. 1016, as engrossed (relating to a declaration of Emancipation Day in Texas as a legal holiday), to be as follows:

No fiscal implication or additional cost to the State or units of local government attributable to the bill, should it be enacted, as engrossed, is anticipated.

[Signature]
Thomas M. Keel
Director

Source: State Auditor; and LBB Staff: TK, HS, KH, FH.
Honorable D. R. (Tom) Uher, Chairman
Committee on State Affairs
House of Representatives
Austin, Texas

In Re: House Bill No. 1016, as amended
By: Edwards of Harris

Sir:

In response to your request pursuant to House Rule V, Section 28, this office finds the fiscal implications of House Bill No. 1016, as amended (relating to a declaration of Emancipation Day in Texas as a legal holiday), to be as follows:

No fiscal implication or additional cost to the State or units of local government attributable to the bill, should it be enacted, is anticipated.

[Signature]
Thomas M. Keel
Director

Source: State Auditor; LBB Staff: TK, HS, LV
Honorable D. R. (Tom) Uher, Chairman
Committee on State Affairs
House of Representatives
Austin, Texas

In Re: House Bill No. 1016
By: Edwards of Harris

Sir:

In response to your request pursuant to House Rule V, Section 28, this office finds the fiscal implications of House Bill No. 1016 (relating to a declaration of Emancipation Day in Texas as a legal holiday) to be as follows:

The bill would make no appropriation but would constitute prior legislative authorization for an appropriative request.

The bill, should it be enacted, would designate the 19th day of June as a legal holiday on which all the public offices of the State may be closed. Fiscal implications would be dependent on whether the Legislature, in the General Appropriations Bill, should so designate it as an official holiday for State employees as not all statutory holidays are so designated, namely the 19th day of January and election days. Should, it be so designated, it is estimated the fiscal implications to the State to be $7,400,390 during each of the first five years following passage. The same reasoning would apply to local government, but the fiscal implications to local government is indeterminable.

Thomas M. Keel
Director

Source: State Auditor; LBB Staff
FISCAL NOTE

May 11, 1979

Honorable William T. (Bill) Moore, Chairman
Committee on State Affairs
Senate Chamber
Austin, Texas

In Re: House Bill No. 1016,
as engrossed
By: Edwards of Harris,
et al

Sir:

In response to your request pursuant to Senate Rule 94, Subsection (g), this office finds the fiscal implications of House Bill No. 1016, as engrossed (relating to a declaration of Emancipation Day in Texas as a legal holiday), to be as follows:

No fiscal implication or additional cost to the State or units of local government attributable to the bill, should it be enacted, as engrossed, is anticipated.

[Signature]
Thomas M. Keel
Director

Source: State Auditor; and LBB Staff: TK, HS, KH, FH.
Honorable William T. Moore, Chairman  
Committee on State Affairs  
Senate Chamber  
Austin, Texas

In Re: House Bill No. 1016, as engrossed and amended  
By: Edwards of Harris, et al

Sir:

In response to your request pursuant to Senate Rule 94, Subsection (g), this office finds the fiscal implications of House Bill No. 1016, as engrossed and amended (relating to a declaration of Emancipation Day in Texas as a legal holiday), to be as follows:

The bill would add the 19th day of June to the list of legal holidays on which all the public offices of the State may be closed. The fiscal implications of the bill, should it be enacted, would be dependent on whether the Legislature would designate it in the General Appropriations Bill as an official holiday for State employees. Not all statutory holidays are so designated, namely the 19th day of January and election days. Should June 19th be so designated, it is estimated that the fiscal implications to the State would be $7,400,000 during each of the first five years following passage. This is a measure of the salary cost of a working day, but no direct increase in any appropriation is anticipated, attributable to the bill, because the cost of salaries of State employees are calculated for budgetary purposes on an annual basis and not the basis of the number of working days in each fiscal year. Fiscal implications to local units of government would depend upon factors similar to those identified above for the State and cannot be determined for purposes of this fiscal note.

Thomas H. Keel  
Director

Source: LBB Staff: TK, HS, FH.
SENATE AMENDMENTS
3rd. Printing

By Edwards of Harris, et al. C.S.H.B. No. 1016

(REFER TO ENGROSSMENT PRINTING FOR TEXT)

SENATE AMENDMENT NO. 1

A BILL TO BE ENTITLED

AN ACT

relating to a declaration of Emancipation Day in Texas as a legal holiday.

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

SECTION 1. Article 4591, Revised Civil Statutes of Texas, 1925, as amended, is amended to read as follows:

Art. 4591. ENUMERATION. The first day of January, the 19th day of January, the third Monday in February, the second day of March, the 21st day of April, the last Monday in May, the 19th day of June, the fourth day of July, the 27th day of August, the first Monday in September, the second Monday in October, the 11th day of November, the fourth Thursday in November, and the 25th day of December, of each year, and every day on which an election is held throughout the state, are declared legal holidays, on which all the public offices of the state may be closed and shall be considered and treated as Sunday for all purposes regarding the presenting for the payment or acceptance and of protesting for and giving notice of the dishonor of bills of exchange, bank checks and promissory notes placed by the law upon the footing of bills of exchange. The nineteenth day of January shall be known as "Confederate Heroes Day" in honor of Jefferson Davis, Robert E. Lee and other Confederate heroes. The 19th day of June is designated
C.S.H.B. No. 1016

"Emancipation Day in Texas" in honor of the emancipation of the
slaves in Texas on June 19, 1865.

SECTION 2. This Act takes effect January 1, 1980.

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.

66R5424 MRB-D

Brooks
By Edwards of Harris, et al.  
Substitute the following for H.B. No. 1016:  
By

H.B. No. 1016  
C.S.H.B. No. 1016

A BILL TO BE ENTITLED
AN ACT
relating to a declaration of Emancipation Day in Texas as a legal holiday.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
SECTION 1. Article 4591, Revised Civil Statutes of Texas, 1925, as amended, is amended to read as follows:

Art. 4591. ENUMERATION. The first day of January, the 19th day of January, the third Monday in February, the second day of March, the 21st day of April, the last Monday in May, the 19th day of June, the fourth day of July, the 27th day of August, the first Monday in September, the second Monday in October, the 11th day of November, the fourth Thursday in November, and the 25th day of December, of each year, and every day on which an election is held throughout the state, are declared legal holidays, on which all the public offices of the state may be closed and shall be considered and treated as Sunday for all purposes regarding the presenting for the payment or acceptance and of protesting for and giving notice of the dishonor of bills of exchange, bank checks and promissory notes placed by the law upon the footing of bills of exchange. The nineteenth day of January shall be known as "Confederate Heroes Day" in honor of Jefferson Davis, Robert E. Lee and other Confederate heroes. The 19th day of June is designated "Emancipation Day in Texas" in honor of the emancipation of the slaves in Texas on June 19, 1865.

ADOPTED

MAY 25 1979

Secretary of the Senate
SECTION 2. This Act takes effect January 1, 1980.

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.
AN ACT

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H.B. No. 1016

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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.
H.B. No. 1016

President of the Senate
Speaker of the House

I certify that H.B. No. 1016 was passed by the House on May 4, 1979, by a non-record vote; and that the House concurred in Senate amendments to H.B. No. 1016 on May 26, 1979, by a non-record vote.

Chief Clerk of the House

I certify that H.B. No. 1016 was passed by the Senate, with amendments, on May 25, 1979, by the following vote: Yeas 29, Nays 1.

Secretary of the Senate

APPROVED: ____________________________
Date

Governor
H. B. No. 1016-126

A BILL TO BE ENTITLED
AN ACT

relating to a declaration of Emancipation Day in Texas as a legal holiday.

FEB 12 1979
1. Filed with the Chief Clerk.

FEB 13 1979
2. Read first time and Referred to Committee on ____________________

APR 24 1979
3. Reported favorably (as amended) and sent to Printer at 11:11 A.M.

APR 25 1979
4. Printed and distributed at 2:45 P.M.

APR 25 1979
5. Sent to Committee on Calendars at 3:06 P.M.

MAY 3 1979
6. Read second time amended passed to third reading (failing) by (Non-Record Vote)
(Record Vote of _______ yeas, _______ nays, and _______ present, not voting).

MAY 4 1979
7. Motion to reconsider and table the vote by which H. B. _______ was ordered
engrossed prevailed (failed) by a (Non-Record Vote) (Record Vote of _______ yeas,
_______ nays, and _______ present, not voting).

MAY 4 1979
8. Constitutional Rule requiring bills to be read on three several days suspended (failed
to suspend) by a four-fifths vote of _______ yeas, _______ nays, and _______ present, not voting.

MAY 4 1979
9. Read third time amended; finally passed (failing) by (Non-Record Vote) (Record Vote
of _______ yeas, _______ nays, and _______ present, not voting).

MAY 4 1979
10. Caption ordered amended to conform to body of bill.

MAY 4 1979
11. Motion to reconsider and table the vote by which H. B. _______ was finally passed
prevailed (failed) by a (Non-Record) (Record Vote of _______ yeas, _______ nays, and _______ present, not voting).

MAY 4 1979
12. Ordered Engrossed at 10:52 A.M.

MAY 4 1979
13. Engrossed.

MAY 4 1979
14. Returned to Chief Clerk at 12:18 P.M.

MAY 7 1979
15. Sent to Senate.

MAY 7 1979
16. Received from the House.

MAY 8 1979
17. Read, referred to Committee on ____________________

MAY 8 1979
18. Reported favorably.

MAY 22 1979
19. Reported adversely, with favorable Committee Substitute; Committee Substitute read
first time.

MAY 22 1979
20. Ordered not printed.

MAY 21 1979
21. Regular order of business suspended by

(a viva voce vote.)

(_______ yeas, _______ nays.)
22. To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _______ yeas, _______ nays.

Laid before Senate

MAY 25 1979

23. Read second time passed to third reading by:
   (a) Viva voce vote:
   _______ yeas, _______ nays.

MAY 25 1979

24. Caption ordered amended to conform to body of bill.

MAY 25 1979

25. Senate and Constitutional 3-Day Rules suspended by vote of _______ yeas, _______ nays to place bill on third reading and final passage.

MAY 25 1979

26. Read third time and passed by
   (a) Viva voce vote:
   _______ yeas, _______ nays.

MAY 25 1979

OTHER ACTION:

OTHER ACTION:

Secretary of the Senate

MAY 25 1979

27. Returned to the House.

MAY 25 1979

28. Received from the Senate (with amendments).

MAY 25 1979

29. House (Concurred) (Refused to Concur) in Senate Amendments by _______ (Non-Record Vote) (Record Vote of _______ yeas, _______ nays, _______ present, not voting).

MAY 26 1979

30. Conference Committee Ordered.

MAY 26 1979

31. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record Vote of _______ yeas, _______ nays, and _______ present, not voting).

MAY 26 1979

32. Ordered Enrolled at _______ (time)

MAY 26 1979

MOTION TO SUSPEND ALL NECESSARY RULES IN ORDER TO TAKE UP AND CONSIDER AT THIS TIME PREVAILED BY NON-RECORD VOTE.