

AN ACT

relating to the designation of days, weeks, and months for recognition by concurrent resolution of the legislature.

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

SECTION 1. The heading to Chapter 391, Government Code, is amended to read as follows:

CHAPTER 391. RESOLUTIONS FOR STATE SYMBOLS, ~~[AND]~~ PLACE DESIGNATIONS, AND RECOGNITION DAYS, WEEKS, AND MONTHS

SECTION 2. Section 391.001, Government Code, is amended to read as follows:

Sec. 391.001. EFFECT OF CHAPTER. (a) This chapter governs the designation of state symbols, ~~[and]~~ place designations, and days, weeks, and months for recognition made by the legislature by resolution approved by each house of the legislature.

(b) This chapter does not affect the designation of:

(1) a state symbol or a place designation made by:

(A) ~~[(1)]~~ resolution before September 1, 2001;

or

(B) ~~[(2)]~~ statute; or

(2) a day, week, or month for recognition made by:

(A) resolution before September 1, 2009; or

(B) statute.

SECTION 3. Chapter 391, Government Code, is amended by adding Section 391.004 to read as follows:

1 Sec. 391.004. DESIGNATING DAYS, WEEKS, OR MONTHS FOR
2 RECOGNITION. (a) In this section, "date designation" means the
3 special observance authorized by the legislature that annually
4 recognizes and honors a culturally or historically significant day,
5 week, or month in the state.

6 (b) The legislature may assign more than one designation to
7 a day, week, or month.

8 (c) Before the legislature may designate a day, week, or
9 month for recognition, the legislature must be presented with
10 information related to the historical or cultural significance of
11 the day, week, or month to be recognized by persons supporting the
12 designation.

13 (d) A designation of a day, week, or month for recognition
14 expires on the 10th anniversary of the date the legislature finally
15 passes the resolution making the designation. This subsection does
16 not prevent the legislature from redesignating a day, week, or
17 month for recognition during or after the 10-year period.

18 SECTION 4. Sections 391.002(c) and 391.003(f), Government
19 Code, are repealed.

20 SECTION 5. This Act takes effect immediately if it receives
21 a vote of two-thirds of all the members elected to each house, as
22 provided by Section 39, Article III, Texas Constitution. If this
23 Act does not receive the vote necessary for immediate effect, this
24 Act takes effect September 1, 2009.

President of the Senate

Speaker of the House

I certify that H.B. No. 4767 was passed by the House on April 30, 2009, by the following vote: Yeas 133, Nays 0, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 4767 on May 29, 2009, by the following vote: Yeas 141, Nays 0, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 4767 was passed by the Senate, with amendments, on May 27, 2009, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor