

By: Homer

H.B. No. 4767

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the designation of days, weeks, and months for  
3 recognition by concurrent resolution of the legislature.

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

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

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

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

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

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

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

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

18 or

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

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

21 (A) resolution before September 1, 2009; or

22 (B) statute.

23 SECTION 3. Chapter 391, Government Code, is amended by  
24 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       (e) To be effective, a resolution proposing the designation  
19 of a day, week, or month for recognition must be referred to and  
20 reported by the appropriate committee in each house in the manner  
21 provided for bills.

22       SECTION 4. This Act takes effect immediately if it receives  
23 a vote of two-thirds of all the members elected to each house, as  
24 provided by Section 39, Article III, Texas Constitution. If this  
25 Act does not receive the vote necessary for immediate effect, this  
26 Act takes effect September 1, 2009.