By:  Capriglione, Raymond, Canales, H.B. No. 1416

     King of Parker, Harless

A BILL TO BE ENTITLED

AN ACT

relating to business days for purposes of the public information law.

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

SECTION 1.  Subchapter A, Chapter 552, Government Code, is amended by adding Section 552.0031 to read as follows:

Sec. 552.0031.  BUSINESS DAYS. (a) Except as provided by this section, in this chapter "business day" means a day other than a:

(1)  Saturday or Sunday;

(2)  national holiday under Section 662.003(a); or

(3)  state holiday under Section 662.003(b).

(b)  An optional holiday under Section 662.003(c) is not a business day of a governmental body if the officer for public information of the governmental body observes the optional holiday.

(c)  A holiday established by the governing body of an institution of higher education under Section 662.011(a) is not a business day of the institution of higher education.

(d)  The Friday before or Monday after a holiday described by Subsection (a)(2) or (3) is not a business day of a governmental body if the holiday occurs on a Saturday or Sunday and the governmental body observes the holiday on that Friday or Monday.

(e)  Subject to the requirements of this subsection, a governmental body may designate a day on which the governmental body's administrative offices are closed or operating with minimum staffing as a non-business day. The designation of a non-business day for an independent school district must be made by the board of trustees. The designation of a non-business day for a governmental body other than an independent school district must be made by the executive director or other chief administrative officer. A governmental body may designate not more than 10 non-business days under this subsection each calendar year. A governmental body shall make a good faith effort to post advance notice of the non-business days designated under this subsection on the governmental body's Internet website.

SECTION 2.  The change in law made by this Act applies only to a request for public information received by a governmental body or officer for public information on or after the effective date of this Act.

SECTION 3.  This Act takes effect September 1, 2021.