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H.B. No. 1416

A BILL TO BE ENTITLED

1 AN ACT
2 relating to business days for purposes of the public information
3 law.

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

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

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

10 (1) Saturday or Sunday;

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

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

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

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

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

23 (e) Subject to the requirements of this subsection, a
24 governmental body may designate a day on which the governmental

1 body's administrative offices are closed or operating with minimum
2 staffing as a non-business day. The designation of a non-business
3 day for an independent school district must be made by the board of
4 trustees. The designation of a non-business day for a governmental
5 body other than an independent school district must be made by the
6 executive director or other chief administrative officer. A
7 governmental body may designate not more than 10 non-business days
8 under this subsection each calendar year. A governmental body
9 shall make a good faith effort to post advance notice of the
10 non-business days designated under this subsection on the
11 governmental body's Internet website.

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

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