



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

HB5804

Introduced 11/10/2020, by Rep. Lamont J. Robinson, Jr.

#### SYNOPSIS AS INTRODUCED:

5 ILCS 490/63	
10 ILCS 5/1-6	
30 ILCS 500/15-45	
105 ILCS 5/24-2	from Ch. 122, par. 24-2
205 ILCS 630/17	from Ch. 17, par. 2201

Amends the State Commemorative Dates Act. Provides that Juneteenth National Freedom Day shall be observed on June 19 of each year as a holiday throughout the State (currently, not a holiday and is observed on the third Saturday of June of each year). Provides that when June 19 falls on a Sunday, the following Monday shall be held and considered the holiday. Amends the Election Code, the Illinois Procurement Code, the School Code, and the Promissory Note and Bank Holiday Act to include Juneteenth National Freedom Day as a holiday. Effective immediately.

LRB101 21683 RJF 72625 b

1 AN ACT concerning government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The State Commemorative Dates Act is amended by  
5 adding Section 63 as follows:

6 (5 ILCS 490/63)

7 Sec. 63. Juneteenth National Freedom Day. The nineteenth  
8 day of June of each year is a holiday to be observed throughout  
9 the State and to be known ~~third Saturday in June of each year~~  
10 ~~is designated~~ as Juneteenth National Freedom Day to commemorate  
11 the abolition of slavery throughout the United States and its  
12 territories in 1865. Juneteenth National Freedom Day may be  
13 observed with suitable observances and exercises by civic  
14 groups and the public, and citizens of the State are urged to  
15 reflect on the suffering endured by early African-Americans and  
16 to celebrate the unique freedom and equality enjoyed by all  
17 State citizens today. When June nineteenth shall fall on a  
18 Sunday, the following Monday shall be held and considered the  
19 holiday.

20 (Source: P.A. 93-550, eff. 1-1-04.)

21 Section 10. The Election Code is amended by changing  
22 Section 1-6 as follows:

1 (10 ILCS 5/1-6)

2 Sec. 1-6. Computing dates of various acts; Saturday,  
3 Sunday, and holidays.

4 (a) If the first or last day fixed by law to do any act  
5 required or allowed by this Code falls on a State holiday or a  
6 Saturday or a Sunday, the period shall extend through the first  
7 business day next following the day otherwise fixed as the  
8 first or last day, irrespective of whether any election  
9 authority or local election official conducts business on the  
10 State holiday, Saturday, or Sunday.

11 (b) For the purposes of this Section, "State holiday" means  
12 New Year's Day, Dr. Martin Luther King, Jr.'s Birthday,  
13 Lincoln's Birthday, President's Day, Casimir Pulaski's  
14 Birthday, Good Friday, Memorial Day, Juneteenth National  
15 Freedom Day, Independence Day, Labor Day, Columbus Day,  
16 Veterans' Day, Thanksgiving Day, Christmas Day, and any other  
17 day from time to time declared by the President of the United  
18 States or the Governor of Illinois to be a day during which the  
19 agencies of the State of Illinois that are ordinarily open to  
20 do business with the public shall be closed for business.

21 (c) Notwithstanding any other provision of this Code,  
22 nominating papers, petitions of objection to nominating  
23 papers, certificates of withdrawal of candidacy, and reports of  
24 political committees actually received by election authorities  
25 and local election officials on a State holiday, a Saturday, or

1 a Sunday shall not be deemed invalid or defective for that  
2 reason alone.

3 (Source: P.A. 89-653, eff. 8-14-96; 90-672, eff. 7-31-98.)

4 Section 15. The Illinois Procurement Code is amended by  
5 changing Section 15-45 as follows:

6 (30 ILCS 500/15-45)

7 Sec. 15-45. Computation of days. The time within which any  
8 act provided in this Code is to be done shall be computed by  
9 excluding the first day and including the last, unless the last  
10 day is Saturday or Sunday or is a holiday, and then it shall  
11 also be excluded. If the day succeeding a Saturday, Sunday, or  
12 holiday is also a holiday, a Saturday, or a Sunday, then that  
13 succeeding day shall also be excluded. For the purposes of this  
14 Code, "holiday" means: New Year's Day; Dr. Martin Luther King,  
15 Jr.'s Birthday; Lincoln's Birthday; President's Day; Memorial  
16 Day; Juneteenth National Freedom Day; Independence Day; Labor  
17 Day; Columbus Day; Veterans' Day; Thanksgiving Day; Christmas  
18 Day; and any other day from time to time declared by the  
19 President of the United States or the Governor of Illinois to  
20 be a day during which the agencies of the State of Illinois  
21 that are ordinarily open to do business with the public shall  
22 be closed for business.

23 (Source: P.A. 98-1076, eff. 1-1-15.)

1 Section 20. The School Code is amended by changing Section  
2 24-2 as follows:

3 (105 ILCS 5/24-2) (from Ch. 122, par. 24-2)

4 Sec. 24-2. Holidays.

5 (a) Teachers shall not be required to teach on Saturdays,  
6 nor, except as provided in subsection (b) of this Section,  
7 shall teachers or other school employees, other than  
8 noncertificated school employees whose presence is necessary  
9 because of an emergency or for the continued operation and  
10 maintenance of school facilities or property, be required to  
11 work on legal school holidays, which are January 1, New Year's  
12 Day; the third Monday in January, the Birthday of Dr. Martin  
13 Luther King, Jr.; February 12, the Birthday of President  
14 Abraham Lincoln; the first Monday in March (to be known as  
15 Casimir Pulaski's birthday); Good Friday; the day designated as  
16 Memorial Day by federal law; June 19, Juneteenth National  
17 Freedom Day; July 4, Independence Day; the first Monday in  
18 September, Labor Day; the second Monday in October, Columbus  
19 Day; November 11, Veterans' Day; the Thursday in November  
20 commonly called Thanksgiving Day; and December 25, Christmas  
21 Day. School boards may grant special holidays whenever in their  
22 judgment such action is advisable. No deduction shall be made  
23 from the time or compensation of a school employee on account  
24 of any legal or special holiday.

25 (b) A school board or other entity eligible to apply for

1 waivers and modifications under Section 2-3.25g of this Code is  
2 authorized to hold school or schedule teachers' institutes,  
3 parent-teacher conferences, or staff development on the third  
4 Monday in January (the Birthday of Dr. Martin Luther King,  
5 Jr.); February 12 (the Birthday of President Abraham Lincoln);  
6 the first Monday in March (known as Casimir Pulaski's  
7 birthday); the second Monday in October (Columbus Day); and  
8 November 11 (Veterans' Day), provided that:

9 (1) the person or persons honored by the holiday are  
10 recognized through instructional activities conducted on  
11 that day or, if the day is not used for student attendance,  
12 on the first school day preceding or following that day;  
13 and

14 (2) the entity that chooses to exercise this authority  
15 first holds a public hearing about the proposal. The entity  
16 shall provide notice preceding the public hearing to both  
17 educators and parents. The notice shall set forth the time,  
18 date, and place of the hearing, describe the proposal, and  
19 indicate that the entity will take testimony from educators  
20 and parents about the proposal.

21 (c) Commemorative holidays, which recognize specified  
22 patriotic, civic, cultural or historical persons, activities,  
23 or events, are regular school days. Commemorative holidays are:  
24 January 28 (to be known as Christa McAuliffe Day and observed  
25 as a commemoration of space exploration), February 15 (the  
26 birthday of Susan B. Anthony), March 29 (Viet Nam War Veterans'

1 Day), September 11 (September 11th Day of Remembrance), the  
2 school day immediately preceding Veterans' Day (Korean War  
3 Veterans' Day), October 1 (Recycling Day), October 7 (Iraq and  
4 Afghanistan Veterans Remembrance Day), December 7 (Pearl  
5 Harbor Veterans' Day), and any day so appointed by the  
6 President or Governor. School boards may establish  
7 commemorative holidays whenever in their judgment such action  
8 is advisable. School boards shall include instruction relative  
9 to commemorated persons, activities, or events on the  
10 commemorative holiday or at any other time during the school  
11 year and at any point in the curriculum when such instruction  
12 may be deemed appropriate. The State Board of Education shall  
13 prepare and make available to school boards instructional  
14 materials relative to commemorated persons, activities, or  
15 events which may be used by school boards in conjunction with  
16 any instruction provided pursuant to this paragraph.

17 (d) City of Chicago School District 299 shall observe March  
18 4 of each year as a commemorative holiday. This holiday shall  
19 be known as Mayors' Day which shall be a day to commemorate and  
20 be reminded of the past Chief Executive Officers of the City of  
21 Chicago, and in particular the late Mayor Richard J. Daley and  
22 the late Mayor Harold Washington. If March 4 falls on a  
23 Saturday or Sunday, Mayors' Day shall be observed on the  
24 following Monday.

25 (Source: P.A. 98-156, eff. 8-2-13.)

1 Section 25. The Promissory Note and Bank Holiday Act is  
2 amended by changing Section 17 as follows:

3 (205 ILCS 630/17) (from Ch. 17, par. 2201)

4 Sec. 17. Holidays.

5 (a) The following days shall be legal holidays in the State  
6 of Illinois upon which day a bank may, but is not required to,  
7 remain closed:

8 the first day of January (New Year's Day);

9 the third Monday in January (observance of Martin Luther  
10 King, Jr.'s birthday);

11 the twelfth day in February (Abraham Lincoln's birthday);

12 the third Monday in February (Presidents Day);

13 the first Monday in March (observance of Casimir Pulaski's  
14 birthday);

15 the Friday preceding Easter Sunday (Good Friday);

16 the last Monday of May (Memorial Day);

17 the nineteenth day of June (Juneteenth National Freedom  
18 Day);

19 the fourth day of July (Independence Day);

20 the first Monday in September (Labor Day);

21 the second Monday in October (Columbus Day);

22 the eleventh day of November (Veterans' Day);

23 the fourth Thursday in November (Thanksgiving Day);

24 the twenty-fifth day in December (Christmas Day);

25 the days upon which the general elections for members of



1 the House of Representatives are held, and any day proclaimed  
2 by the Governor of this State as a legal holiday. From 12  
3 o'clock noon to 12 o'clock midnight of each Saturday shall be  
4 considered a half holiday. In addition to such holidays and  
5 half-holidays, a bank may select one day of the week to remain  
6 closed, as provided in subsection (b) of this Section.

7 (b) Any bank doing business within this State may select  
8 any one day of the week to remain closed on a regular basis  
9 upon adoption of a resolution by the board of directors of such  
10 bank designating the day selected and upon filing and  
11 publishing a copy of such resolution as hereinafter required.  
12 Any such resolution shall be deemed effective for the purpose  
13 of this Section only when a copy thereof, certified by an  
14 officer having charge of the records of such bank, is filed  
15 with the Recorder of the county in which such bank is located  
16 and published once each week for 3 successive weeks in a  
17 newspaper of general circulation in such county. Such  
18 publication shall be accomplished by, and at the expense of,  
19 the bank, and the bank shall submit to the Commissioner of  
20 Banks and Real Estate such evidence of the publication as the  
21 Commissioner shall deem appropriate. Any such selection shall  
22 remain in full force and effect until a copy of the later  
23 resolution of the board of directors of such bank, certified in  
24 like manner, terminating or altering any such prior selection  
25 shall be filed and published in the same manner as such prior  
26 resolution.

1           (c) If an occasion arises when a state bank wishes to  
2 remain closed on a particular day, other than a day on which  
3 the bank has selected to remain closed on a regular basis as  
4 provided in this Section, such state bank may remain closed on  
5 such an occasion after first sending to the Commissioner a copy  
6 of a resolution adopted by the board of directors authorizing  
7 the bank to remain closed on such occasion and notice of the  
8 intent to remain closed on such occasion shall be conspicuously  
9 posted in the lobby of the main banking office and any branches  
10 of such bank for at least 3 weeks in advance of such occasion.  
11 Any day which any bank doing business within the State shall  
12 select to remain closed pursuant to this Section shall, with  
13 respect to such bank, be treated and considered as a Sunday.

14           (d) All legal holidays, the half holidays and any day  
15 selected by a bank doing business within the State to remain  
16 closed, shall, for all purposes whatsoever, as regards the  
17 presenting for payment or acceptance, the maturity and  
18 protesting and giving of notice of the dishonor of bills of  
19 exchange, bank checks and promissory notes and other negotiable  
20 or commercial paper or instrument, be treated and considered as  
21 a Sunday. When any such holidays fall on Sunday, the Monday  
22 next following shall be held and considered such holiday. All  
23 notes, bills, drafts, checks or other evidence of indebtedness,  
24 falling due or maturing on either of such days, shall be deemed  
25 as due or maturing upon the day following, and when 2 or more  
26 of these days come together, or immediately succeeding each

1 other, then such instruments, paper or indebtedness shall be  
2 deemed as due or having matured on the day following the last  
3 of such days.

4 (e) Any act authorized, required or permitted to be  
5 performed at or by or with respect to any bank doing business  
6 within the State on a day which it has selected to remain  
7 closed under this Section may be so performed on the next  
8 succeeding business day and no liability or loss of rights of  
9 any kind shall result from such delay.

10 (f) Nothing in this Act shall in any manner affect the  
11 validity of, or render void or voidable, the payment,  
12 certification, or acceptance of a check or other negotiable  
13 instrument, or any other transaction by a bank in this State,  
14 because done or performed on any Saturday, Sunday, holiday, or  
15 any day selected by a bank to remain closed, or during any time  
16 other than regular banking hours; but no bank in this State,  
17 which by law or custom is entitled to remain open or to close  
18 for the whole or any part of any day selected by it to remain  
19 open or to close, is compelled to close, or to remain open for  
20 the transaction of business or to perform any of the acts or  
21 transactions aforesaid except at its own option.

22 (Source: P.A. 89-508, eff. 7-3-96; 89-567, eff. 7-26-96; 90-14,  
23 eff. 7-1-97.)

24 Section 99. Effective date. This Act takes effect upon  
25 becoming law.