

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2036 Session of
1993

INTRODUCED BY CAWLEY, BUXTON, WAUGH, COLAIZZO, CESSAR, BELFANTI,
CAPPABIANCA, STABACK, ALLEN, MIHALICH, LAUGHLIN, McNALLY,
CURRY, FLICK, HESS, GEIST, ROONEY, O'BRIEN, FICHTER, McCALL,
SURRA, SANTONI, WOGAN, GIGLIOTTI, VEON, MELIO, TRELLO,
McGEEHAN, ROBERTS, MICOZZIE, PETTIT, PESCI, L. I. COHEN,
CORRIGAN AND LEVDANSKY, OCTOBER 4, 1993

REFERRED TO COMMITTEE ON STATE GOVERNMENT, OCTOBER 4, 1993

AN ACT

1 Amending the act of May 31, 1893 (P.L.188, No.138), entitled "An
2 act designating the days and half days to be observed as
3 legal holidays, and for the payment, acceptance and
4 protesting of bills, notes, drafts, checks and other
5 negotiable paper on such days," providing for Firefighters'
6 and Police Officers' Memorial Day as a legal holiday.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. Section 1 of the act of May 31, 1893 (P.L.188,
10 No.138), referred to as the Legal Holiday Law, amended December
11 13, 1985 (P.L.329, No.88), is amended to read:

12 Section 1. Be it enacted, &c., That the following days and
13 half days, namely: the first day of January, commonly called New
14 Year's Day, the third Monday of January, known as Dr. Martin
15 Luther King, Jr. Day, the third Monday of February, known as
16 Presidents' Day, Good Friday, the last Monday in May, known as
17 Memorial Day, the fourteenth day of June, known as Flag Day, the
18 fourth of July, called Independence Day, the seventh day of

1 August, known as Firefighters' and Police Officers' Memorial
2 Day, the first Monday of September, known as Labor Day, the
3 second Monday in October, known as Columbus Day, the first
4 Tuesday after the first Monday of November, Election Day, the
5 eleventh day of November, known as Veterans' Day, the fourth
6 Thursday in November, known as Thanksgiving Day, the twenty-
7 fifth day of December, known as Christmas Day; and every
8 Saturday, after twelve o'clock noon until twelve o'clock
9 midnight, each of which Saturdays is hereby designated a half
10 holiday; and any day appointed or recommended by the Governor of
11 this State or the President of the United States as a day of
12 thanksgiving or fastings and prayer, or other religious
13 observance; and in the event of a financial crisis in the State
14 or Nation, any day or days appointed by the Governor of this
15 State or the President of the United States as a bank holiday;
16 and in the event of public calamity in any part of the State
17 through fire, flood, famine, violence, riot, insurrection, or
18 enemy action, any day or days appointed by the Governor of this
19 State as a bank holiday for banking institutions affected by
20 such public calamity shall, for all purposes whatever as regards
21 the presenting for payment or acceptance, and as regards the
22 protesting and giving notice of the dishonor of bills of
23 exchange, checks, drafts, and promissory notes, made after the
24 passage of this act, be treated and considered as the first day
25 of the week, commonly called Sunday, and as public holidays and
26 half holidays; and all such bills, checks, drafts, and notes
27 otherwise presentable for acceptance or payment on any of the
28 said days, shall be deemed to be payable and be presentable for
29 acceptance or payment on the secular or business day next
30 succeeding such holiday or half holiday; except checks, drafts,

1 bills of exchange, and promissory notes, payable at sight or on
2 demand, which would otherwise be payable on any half holiday
3 Saturday, shall be deemed to be payable at or before twelve
4 o'clock noon of such half holiday: Provided, however, That for
5 the purpose of protesting or otherwise holding liable any party
6 to any bill of exchange, check, draft, or promissory note, and
7 which shall not have been paid before twelve o'clock noon of any
8 Saturday designated a half holiday as aforesaid, a demand for
9 acceptance or payment thereof shall not be made, and notice of
10 protest or dishonor thereof shall not be given, until the next
11 succeeding secular or business day: And provided further, That
12 when any person, firm, corporation or company shall, on any
13 Saturday designated a half holiday, receive for collection any
14 check, bill of exchange, draft, or promissory note, such person,
15 firm, corporation, or company shall not be deemed guilty of any
16 neglect or omission of duty, nor incur any liability, in not
17 presenting for payment or acceptance or collection such check,
18 bill of exchange, draft or promissory note, on that day: And
19 provided further, That, in construing this section, every
20 Saturday designated a half holiday shall, until twelve o'clock
21 noon, be deemed a secular or business day; and the days and half
22 days aforesaid, so designated as holidays and half holidays,
23 shall be considered as public holidays and half holidays for all
24 purposes whatsoever as regards the transaction of business,
25 except that any day or days appointed as a bank holiday shall be
26 regarded as secular or business days for all other purposes than
27 those mentioned in this act: And provided further, That nothing
28 herein contained shall be construed to prevent or invalidate the
29 entry, issuance, service, or execution of any writ, summons,
30 confession of judgment, or other legal process whatever, on any

1 of the holidays or half holidays herein designated as holidays;
2 nor to prevent any banking institution from keeping its doors
3 open or transacting its business, on any Saturday afternoon, if
4 by a vote of its directors it shall elect to do so, unless such
5 Saturday is appointed as a bank holiday under the provisions of
6 this act: And provided further, That any banking institution
7 may, by a vote of its directors, or in the case of a private
8 bank by action of the private banker or bankers, notice of which
9 shall have been posted in its banking house for not less than
10 fifteen days before the taking effect thereof, observe any
11 Saturday throughout the year as a full holiday with like effect
12 hereunder as though such day had been designated as a full
13 holiday by the provisions of this act, and may in the same
14 manner, observe as a full holiday any Monday next following the
15 first day of January, the fourth day of July or the twenty-fifth
16 day of December whenever any of such holidays shall occur on a
17 Saturday with like effect hereunder as though such day had been
18 designated as a full holiday by the provisions of this act.
19 Section 2. This act shall take effect immediately.