

LEGISLATIVE BILL 729

Approved by the Governor February 20, 1974

Introduced by Murphy, 17; Stull, 49

AN ACT to amend section 62-301, Revised Statutes Supplement, 1973, relating to holidays; to provide for alternate or dual recognition of prescribed holidays; to provide construction; to repeal the original section; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 62-301, Revised Statutes Supplement, 1973, be amended to read as follows:

62-301. (1) For the purposes of the Uniform Commercial Code and section 62-302, the following days shall be holidays: New Year's Day, January 1; Lincoln's birthday, February 12; Washington's birthday, the third Monday in February; Arbor Day, April 22; Memorial Day, May 30, and the federally recognized holiday therefor, or either of them; Independence Day, July 4; Labor Day, the first Monday in September; Columbus Day, the second Monday in October; Veterans Day, November 11, and the federally recognized holiday therefor, or either of them; Thanksgiving Day, the fourth Thursday in November; and Christmas Day, December 25. If any of such dates fall on Sunday, the following Monday shall be a holiday.

(2) Any bank doing business in this state may, by a brief written notice at, on, or near its front door, fully dispense with or restrict, to such extent as it may determine, the hours within which it will be open for business.

(3) Any bank may close on Saturday if it states such fact by a brief written notice at, on, or near its front door. Where such bank shall, in observance of such a notice, not be open for general business, such day shall, with respect to the particular bank, be the equivalent of a holiday, as fully as if such day were listed in subsection (1) of this section, and any act authorized, required, or permitted to be performed at, by, or with respect to such bank which shall, in observance of such notice not be open for general business, acting in its own behalf or in any capacity whatever, may be performed on the next succeeding business day and no liability or loss of rights on the part of any person shall result from such delay.

(4) Any bank which, by the notice provided for by subsection (3) of this section, has created the holiday for such bank may, without destroying the legal effect of the holiday for it and solely for the convenience of its customers, remain open all or part of said day in a limited fashion by treating every transaction with its customers on said day as though said transaction had taken place immediately upon the opening of such bank on the first following business day.

(5) Whenever the word bank is used in this section it shall include industrial loan and investment company.

Sec. 2. That original section 62-301, Revised Statutes Supplement, 1973, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.