

**SENATE
STATE OF MINNESOTA
FIFTH SPECIAL SESSION**

S.F. No. 40

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DATE	D-PG	OFFICIAL STATUS
10/15/2020	30	Introduction and first reading Referred to Rules and Administration

1.1 A bill for an act

1.2 relating to state government; modifying the definition of holiday; amending

1.3 Minnesota Statutes 2018, section 645.44, subdivision 5.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2018, section 645.44, subdivision 5, is amended to read:

1.6 Subd. 5. **Holiday.** (a) "Holiday" includes New Year's Day, January 1; Martin Luther

1.7 King's Birthday, the third Monday in January; Washington's and Lincoln's Birthday, the

1.8 third Monday in February; Memorial Day, the last Monday in May; Independence Day,

1.9 July 4; Labor Day, the first Monday in September; ~~Christopher Columbus~~ Indigenous

1.10 Peoples Day, the second Monday in October; Veterans Day, November 11; Thanksgiving

1.11 Day, the fourth Thursday in November; and Christmas Day, December 25; provided, when

1.12 New Year's Day, January 1; or Independence Day, July 4; or Veterans Day, November 11;

1.13 or Christmas Day, December 25; falls on Sunday, the following day shall be a holiday and,

1.14 provided, when New Year's Day, January 1; or Independence Day, July 4; or Veterans Day,

1.15 November 11; or Christmas Day, December 25; falls on Saturday, the preceding day shall

1.16 be a holiday. No public business shall be transacted on any holiday, except in cases of

1.17 necessity and except in cases of public business transacted by the legislature, nor shall any

1.18 civil process be served thereon. However, for the executive branch of the state of Minnesota,

1.19 "holiday" also includes the Friday after Thanksgiving but does not include ~~Christopher~~

1.20 ~~Columbus~~ Indigenous Peoples Day. Other branches of state government and political

1.21 subdivisions shall have the option of determining whether ~~Christopher Columbus~~ Indigenous

1.22 Peoples Day and the Friday after Thanksgiving shall be holidays. Where it is determined

2.1 that ~~Columbus~~ Indigenous Peoples Day or the Friday after Thanksgiving is not a holiday,
2.2 public business may be conducted thereon.

2.3 (b) Any agreement between a public employer and an employee organization citing
2.4 Veterans Day as the fourth Monday in October shall be amended to cite Veterans Day as
2.5 November 11.

2.6 (c) Any agreement between a public employer and an employee organization citing
2.7 "Christopher Columbus Day" or "Columbus Day" shall be amended to instead cite
2.8 "Indigenous Peoples Day."

2.9 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.10 Sec. 2. **REVISOR INSTRUCTION.**

2.11 In Minnesota Statutes and Minnesota Rules, the revisor of statutes shall change
2.12 "Christopher Columbus Day" or "Columbus Day" to "Indigenous Peoples Day" wherever
2.13 the phrases appear in Minnesota Statutes and Minnesota Rules.

2.14 **EFFECTIVE DATE.** This section is effective the day following final enactment.