

HB 1014 - S COMM AMD

By Committee on Governmental Operations

NOT CONSIDERED

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** (1) The Washington state legislature finds
4 that:

5 (a) Native Americans have long inhabited the area now known as
6 Washington state, living in sustainable cultures based on cooperation
7 and respect for the land and all creatures;

8 (b) Native Americans suffered many grave injustices when nontribal
9 people settled in Washington state, but endured to preserve remarkable
10 American Indian cultures;

11 (c) Native Americans have contributed immeasurably to Washington
12 state and the United States as scholars, artists, entrepreneurs, and
13 leaders in all realms of society;

14 (d) Native Americans have served with honor and distinction in the
15 United States armed forces, and many have paid the ultimate sacrifice
16 in that service;

17 (e) Many states have designated days, weeks, or months honoring
18 Native American heritage, and on November 1, 2012, President Barack
19 Obama proclaimed November 2012 as National Native American Heritage
20 Month and called upon all Americans to celebrate November 23, 2012, as
21 Native American Heritage Day; and

22 (f) More than one hundred eighty federally acknowledged Native
23 American tribes in the United States, including many Washington state
24 tribes, support recognizing a day honoring Native American heritage.

25 (2) The Washington state legislature therefore intends to recognize
26 and honor Washington state's proud and resonant Native American
27 heritage by designating the Friday immediately following the fourth
28 Thursday in November, currently a state legal and school holiday, as
29 "Native American Heritage Day."

1 **Sec. 2.** RCW 1.16.050 and 2012 c 11 s 1 are each amended to read as
2 follows:

3 (1) The following are state legal holidays:

4 (a) Sunday;

5 (b) The first day of January, commonly called New Year's Day;

6 (c) The third Monday of January, (~~being~~) celebrated as the
7 anniversary of the birth of Martin Luther King, Jr.;

8 (d) The third Monday of February, to be known as Presidents' Day
9 and (~~to be~~) celebrated as the anniversary of the births of Abraham
10 Lincoln and George Washington;

11 (e) The last Monday of May, commonly known as Memorial Day;

12 (f) The fourth day of July, (~~being~~) the anniversary of the
13 Declaration of Independence;

14 (g) The first Monday in September, to be known as Labor Day;

15 (h) The eleventh day of November, to be known as Veterans' Day;

16 (i) The fourth Thursday in November, to be known as Thanksgiving
17 Day;

18 (j) The (~~day~~) Friday immediately following (~~Thanksgiving~~) the
19 fourth Thursday in November, to be known as Native American Heritage
20 Day; and

21 (k) The twenty-fifth day of December, commonly called Christmas
22 Day.

23 (2) Employees of the state and its political subdivisions, except
24 employees of school districts and except those nonclassified employees
25 of institutions of higher education who hold appointments or are
26 employed under contracts to perform services for periods of less than
27 twelve consecutive months, (~~shall be~~) are entitled to one paid
28 holiday per calendar year in addition to those specified in this
29 section. Each employee of the state or its political subdivisions may
30 select the day on which the employee desires to take the additional
31 holiday provided for (~~herein~~) in this section after consultation with
32 the employer pursuant to guidelines to be promulgated by rule of the
33 appropriate personnel authority, or in the case of local government by
34 ordinance or resolution of the legislative authority.

35 (3) If any of the (~~above specified~~) state legal holidays
36 specified in this section are also federal legal holidays but observed
37 on different dates, only the state legal holidays (~~shall be~~) are
38 recognized as a paid legal holiday for employees of the state and its

1 political subdivisions (~~except that for~~). However, for port
2 districts and the law enforcement and public transit employees of
3 municipal corporations, either the federal or the state legal holiday
4 is recognized as a paid legal holiday, but in no case may both~~((, may))~~
5 holidays be recognized as a paid legal holiday for employees.

6 (4) Whenever any state legal holiday~~((,))~~:

7 (a) Other than Sunday, falls upon a Sunday, the following Monday
8 ~~((shall be))~~ is the legal holiday~~((-~~
9 ~~Whenever any legal holiday))~~; or

10 (b) Falls upon a Saturday, the preceding Friday ~~((shall be))~~ is the
11 legal holiday.

12 (5) Nothing in this section ~~((shall))~~ may be construed to have the
13 effect of adding or deleting the number of paid holidays provided for
14 in an agreement between employees and employers of political
15 subdivisions of the state or as established by ordinance or resolution
16 of the local government legislative authority.

17 (6) The legislature declares that the following days are recognized
18 as provided in this subsection, but may not be considered legal
19 holidays for any purpose:

20 (a) The thirteenth day of January ~~((shall be))~~ is recognized as
21 Korean-American day ~~((but shall not be considered a legal holiday for~~
22 ~~any purposes.~~

23 ~~The legislature declares that))~~;

24 (b) The twelfth day of October ~~((shall be))~~ is recognized as Columbus
25 day ~~((but shall not be considered a legal holiday for any purposes.~~

26 ~~The legislature declares that))~~;

27 (c) The ninth day of April ~~((shall be))~~ is recognized as former
28 prisoner of war recognition day ~~((but shall not be considered a legal~~
29 ~~holiday for any purposes.~~

30 ~~The legislature declares that))~~;

31 (d) The twenty-sixth day of January ~~((shall be))~~ is recognized as
32 Washington army and air national guard day ~~((but shall not be~~
33 ~~considered a legal holiday for any purposes.~~

34 ~~The legislature declares that))~~;

35 (e) The seventh day of August ~~((shall be))~~ is recognized as purple
36 heart recipient recognition day ~~((but shall not be considered a legal~~
37 ~~holiday for any purposes.~~

38 ~~The legislature declares that))~~;

1 (f) The second Sunday in October ~~((be))~~, recognized as Washington
2 state children's day ~~((but shall not be considered a legal holiday for~~
3 ~~any purposes.~~

4 ~~The legislature declares that))~~;

5 (g) The sixteenth day of April ~~((shall be))~~, recognized as Mother
6 Joseph day ~~((and))~~;

7 (h) The fourth day of September, recognized as Marcus Whitman
8 day ~~((, but neither shall be considered legal holidays for any purpose.~~

9 ~~The legislature declares that))~~;

10 (i) The seventh day of December ~~((be))~~, recognized as Pearl Harbor
11 remembrance day ~~((but shall not be considered a legal holiday for any~~
12 ~~purpose.~~

13 ~~The legislature declares that))~~;

14 (j) The twenty-seventh day of July ~~((be))~~, recognized as national
15 Korean war veterans armistice day ~~((but shall not be considered a legal~~
16 ~~holiday for any purpose.~~

17 ~~The legislature declares that))~~;

18 (k) The nineteenth day of February ~~((be))~~, recognized as civil
19 liberties day of remembrance ~~((but shall not be considered a legal~~
20 ~~holiday for any purpose.~~

21 ~~The legislature declares that))~~; and

22 (l) The nineteenth day of June ~~((be))~~, recognized as Juneteenth, a
23 day of remembrance for the day the slaves learned of their freedom ~~((~~
24 ~~but shall not be considered a legal holiday for any purpose))~~.

25 **Sec. 3.** RCW 28A.150.050 and 1989 c 233 s 11 are each amended to
26 read as follows:

27 (1) The following are school holidays, and school ~~((shall))~~ may not
28 be taught on these days:

29 (a) Sunday;

30 (b) The first day of January, commonly called New Year's Day;

31 (c) The third Monday of January, ~~((being))~~ celebrated as the
32 anniversary of the birth of Martin Luther King, Jr.;

33 (d) The third Monday in February, to be known as Presidents' Day
34 and ~~((to be))~~ celebrated as the anniversary of the births of Abraham
35 Lincoln and George Washington;

36 (e) The last Monday in May, commonly known as Memorial Day;

1 (f) The fourth day of July, (~~being~~) the anniversary of the
2 Declaration of Independence;

3 (g) The first Monday in September, to be known as Labor Day;

4 (h) The eleventh day of November, to be known as Veterans'
5 Day(~~(τ)~~);

6 (i) The fourth Thursday in November, commonly known as Thanksgiving
7 Day;

8 (j) The (~~day~~) Friday immediately following (~~Thanksgiving~~) the
9 fourth Thursday in November, to be known as Native American Heritage
10 Day; and

11 (k) The twenty-fifth day of December, commonly called Christmas
12 Day(~~(:—PROVIDED, That)~~).

13 (2) No reduction from (~~the~~) a teacher's time or salary (~~shall~~)
14 may be made by reason of the fact that a school day happens to be one
15 of the days referred to in this section as a day on which school
16 (~~shall not be~~) is not taught.

17 NEW SECTION. Sec. 4. If any provision of this act or its
18 application to any person or circumstance is held invalid, the
19 remainder of the act or the application of the provision to other
20 persons or circumstances is not affected."

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21 On page 1, line 1 of the title, after "Day";" strike the remainder
22 of the title and insert "amending RCW 1.16.050 and 28A.150.050; and
23 creating a new section."

EFFECT: Clarifies that the unnamed school holiday on the day
following the fourth Thursday in November is designated as "Native

American Heritage Day." Makes several nonsubstantive technical corrections.

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