

1 MARIPOSA COUNTY ORDINANCE No. 574
2 AMENDING COUNTY LEGAL HOLIDAYS TO CONFORM
3 TO STATE LAW

4 WHEREAS the Legislature of the State of California has amended
5 Government Code Section 6700 to add January 15 to the list of legal
6 holidays in the State of California, to be known as "Dr. Martin
7 Luther King, Jr. Day," pursuant to Statutes 1981, Chapter 325; and

8 WHEREAS Section 2.64.020 of the Mariposa County Code adopts
9 Government Code Section 6700 and the legal holidays set forth
10 therein;

11 NOW THEREFORE the Board of Supervisors of Mariposa County does
12 ordain as follows:

13 SECTION I: Section 2.64.020 of the Mariposa County Code is
14 hereby amended to read as follows:

15 "2.64.020 Legal Holidays. The following are established as
16 legal holidays in the county, pursuant to Government Code Sections
17 6700, 18025, and 18025.1.:

- 18 A. Every Sunday;
- 19 B. January 1st;
- 20 C. January 15th, known as "Dr. Martin Luther King, Jr. Day;"
- 21 D. February 12th, known as "Lincoln Day;"
- 22 E. Third Monday in February;
- 23 F. Last Monday in May;
- 24 G. July 4th
- 25 H. First Monday in September;
- 26 I. September 9th, known as "Admission Day;"
- 27 J. Second Monday in October, known as "Columbus Day;"
- 28 K. November 11th, known as "Veterans Day;"
- L. December 25th;

1 M. Every employee shall be entitled to one personal holiday
2 per calendar year pursuant to Government Code Section 18025.1;

3 N. Every day appointed by the President or Governor for a
4 public fast, thanksgiving, or holiday, provided each such day is
5 specified as a paid holiday by the President or Governor for public
6 employees. The Thursday in November appointed as Thanksgiving Day
7 shall be a legal holiday in Mariposa County;

8 O. Every employee shall be entitled to take as a holiday the
9 Friday preceding any Saturday on which one of the holidays set out
10 in B, C, D, G, I, K and L above occurs;

11 P. Every employee shall be entitled to take as a holiday the
12 Monday following any Sunday on which one of the holidays set out in
13 B, C, D, G, I, K and L above occurs;

14 Q. Every employee shall be entitled to take one of the fol-
15 lowing additional holidays, subject to the employee's choice and
16 prior approval by the employee's department head:


- 17 1. The day after Thanksgiving,
- 18 2. The day before Christmas (December 25th),
- 19 3. The day before New Year's Day (January 1st)."

20 SECTION II: This ordinance shall become effective THIRTY (30)
21 DAYS from the date of final passage pursuant to Government Code
22 Section 25123.

23 PASSED AND ADOPTED this 22nd day of December, 1981,
24 by the Board of Supervisors of Mariposa County, by the following
25 vote:


26 AYES:	Taber, Barrick, Moffitt, Erickson
NOES:	None
27 ABSENT:	Dalton
28 ABSTAINED:	None

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WILLIAM H. MOFFITT, Chairman
Board of Supervisors

ATTEST:



ELLEN BRONSON, County Clerk and
Ex Officio Clerk of the Board

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



RICHARD K. DENHALTER, County Counsel

STATE HOLIDAYS—MARTIN LUTHER KING DAY

CHAPTER 325

ASSEMBLY BILL NO. 312

An act to amend Sections 37220 and 37227.5 of the Education Code, and to amend Sections 6700 and 6701 of the Government Code, relating to state holidays.

LEGISLATIVE COUNSEL'S DIGEST

Existing law provides that specified days are state holidays. This bill would designate January 15th "Dr. Martin Luther King, Jr. Day," and would make this day a state holiday.

The people of the State of California do enact as follows:

SECTION 1. Section 37220 of the Education Code is amended to read:

37220. Except as otherwise provided the public schools shall continue in session or close on specified holidays as follows:

(a) The public schools shall close on January 1st, January 15th known as "Dr. Martin Luther King, Jr. Day," February 12th known as "Lincoln Day," the third Monday in February known as "Washington Day," the last Monday in May known as "Memorial Day," July 4th, the first Monday in September known as "Labor Day," November 11th known as "Veterans Day," that Thursday in November proclaimed by the President as "Thanksgiving Day," and December 25th.

(b) The Governor in appointing any other day for a public fast, thanksgiving, or holiday may provide whether the public schools shall close on the day. If the Governor does not provide whether the public schools shall close, they shall continue in session on all special or limited holidays appointed by the Governor, but shall close on all other days appointed by the Governor for a public fast, thanksgiving, or holiday.

(c) The public schools shall close on every day appointed by the President as a public fast, thanksgiving, or holiday, unless it is a special or limited holiday.

(d) The public schools shall continue in session on all legal holidays other than those designated by or pursuant to this section and shall hold proper exercises commemorating the day.

(e) When any of the holidays on which the schools would be closed fall on Sunday, the public schools shall close on the Monday following.

(f) When any of the holidays on which the schools would be closed fall on Saturday, the public schools shall close on the preceding Friday, and such Friday shall be declared a state holiday.

(g) If any holiday on which the public schools are required to close pursuant to subdivision (a) occurs under federal law on a date different than the date specified in subdivision (a), the governing board of any school district may close the public schools of the district on the date recognized by federal law and maintain classes on the date specified in subdivision (a).

(h) Nothing in this section is to be interpreted as authorizing a school district governing board to maintain schools in its district for a lesser number of days during the school year than the minimum established by law.

SEC. 2. Section 37227.5 of the Education Code is amended to read:

37227.5. All public schools and educational institutions throughout the state shall, on * * * the first school day occurring before or after the date each year * * * on which the Dr. Martin Luther King, Jr., holiday occurs, hold suitable exercises commemorating, and directing attention to the history of, the civil rights movement in the United States, and particularly the role therein of Dr. Martin Luther King, Jr.

SEC. 3. Section 6700 of the Government Code is amended to read:

6700. The holidays in this state are:

- (a) Every Sunday.
- (b) January 1st.
- (c) January 15th, known as "Dr. Martin Luther King, Jr. Day."
- (d) February 12th, known as "Lincoln Day."

* * * (e) The third Monday in February.

* * * (f) The last Monday in May.

* * * (g) July 4th.

* * * (h) First Monday in September.

* * * (i) September 9th, known as "Admission Day."

* * * (j) The second Monday in October, known as "Columbus Day."

* * * (k) November 11th, known as "Veterans Day."

* * * (l) December 25th.

* * * (m) Good Friday from 12 noon until 3 p. m.

* * * (n) Every day appointed by the President or Governor for a public fast, thanksgiving, or holiday.

Except for the Thursday in November appointed as Thanksgiving Day, this subdivision shall not apply to a city, county, or district unless made applicable by charter, or by ordinance or resolution of the governing body thereof.

If the provisions of this section are in conflict with the provisions of a memorandum of understanding reached pursuant to Chapter 12 (commencing with Section 3360) of Division 4 of Title 1, the memorandum of understanding shall be controlling without further legislative action, except that if such provisions of a memorandum of understanding require the expenditure of funds, the provisions shall not become effective unless approved by the Legislature in the annual Budget Act.

The board of supervisors of any county may by ordinance or resolution alter the date of any holiday designated in (c), (d), (e), (f), (g), (h), (i), (j), or (k) applicable to the superior, municipal, and justice courts in such county. Provided, however, that any such altered holiday shall not be considered a holiday or a day on which a court is not in session for purposes of taking criminal defendants before a magistrate as provided in Section 825 of the Penal Code.

SEC. 4. Section 6701 of the Government Code is amended to read:

6701. If January 1st, January 15th, February 12th, July 4th, September 9th, November 11th, or December 25th falls upon a Sunday, the Monday following is a holiday. If November 11th falls upon a Saturday, the preceding Friday is a holiday.

Approved and filed Sept. 3, 1981.

Chapter 2.64

COUNTY OFFICE HOURS*

Sections:

- 2.64.010 Hours of business.
- 2.64.020 Legal holidays.

2.64.010 Hours of business. Pursuant to the provisions of Section 24260 of the Government Code of California, the offices required by Chapter 6, Part 1, Division 2, Title 3, of the Government Code shall be kept open for the transaction of business continuously from eight a.m. until five p.m. everyday except Saturday, Sunday, and holidays. (Ord. 456 §1, 1977).

2.64.020 Legal Holidays. The following are established as legal holidays in the county, pursuant to Government Code Sections 6700, 18025, and 18025.1:

- A. Every Sunday;
 - B. January 1st;
 - C. February 12th, known as Lincoln Day;
 - D. Third Monday in February;
 - E. Last Monday in May;
 - F. July 4th;
 - G. First Monday in September;
 - H. September 9th, known as Admission Day;
 - I. Second Monday in October, known as Columbus Day;
 - J. November 11th, known as Veterans Day;
 - K. December 25th;
 - L. Every employee shall be entitled to one personal holiday per calendar year pursuant to Government Code Section 18025.1;
 - M. Every day appointed by the President or Governor for a public fast, thanksgiving, or holiday;
 - N. Every employee shall be entitled to take as a holiday the Friday preceding any Saturday on which one of the holidays set out in B, C, F, H, J, and K above occurs;
 - O. Every employee shall be entitled to take as a holiday the Monday following any Sunday on which one of the holidays set out in B, C, F, H, J, and K above occurs.
 - P. Every employee shall be entitled to take one of the following additional holidays, subject to the employee's choice and prior approval by the employee's department head:
 - 1. The day after Thanksgiving,
 - 2. The day before Christmas (December 25th),
 - 3. The day before New Year's Day (January 1st).
- (Ord. 470 §2, 1977).