

# GENERAL PROVISIONS

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## CHAPTER 80

S. B. No. 92  
(Meschke)

### DESIGNATION OF HOLIDAYS

#### AN ACT

To amend and reenact sections 1-03-01, 1-03-02, and 15-38-04 of the North Dakota Century Code, relating to the designation and definition of holidays.

**Be It Enacted by the Legislative Assembly of the State of North Dakota:**

**Section 1. Amendment.)** Section 1-03-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

**1-03-01. Holidays.)** Holidays are as follows:

1. Every Sunday;
2. The first day of January, which is New Year's Day;
3. The twelfth day of February, which is the birthday of Abraham Lincoln;
4. The third Monday in February, in recognition of the birthday of George Washington;
5. The fourth day of July, which is the anniversary of the Declaration of Independence;
6. The twenty-fifth day of December, which is Christmas Day;
7. The last Monday in May, which is Memorial Day;
8. The first Monday in September, which is Labor Day;

9. The second Monday in October, in recognition of Discovery Day commemorating the discovery of America by Leif Erickson about the year 1000 A.D., and by Christopher Columbus in the year 1492 A.D.;
10. The fourth Monday in October, which is Veterans Day;
11. The fourth Thursday in November, which is Thanksgiving Day;
12. The Friday next preceding Easter Sunday and commonly known as Good Friday;
13. Every day on which an election is held throughout the state; and
14. Every day appointed by the president of the United States or by the governor of this state for a public holiday.

Nothing in this section shall be construed to prevent the holding of legislative sessions or the taking of final action on any legislative matter upon any of such holidays other than Sunday. Any action heretofore taken upon any legislative matter upon any such holiday shall be valid and legal for all purposes.

**Section 2. Amendment.)** Section 1-03-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

**1-03-02. When Day Following Holiday Shall Be a Holiday.)** If the first day of January, the twelfth day of February, the fourth day of July, or the twenty-fifth day of December falls upon a Sunday, the Monday following shall be the holiday.

**Section 3. Amendment.)** Section 15-38-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

**15-38-04. "School Holidays" Defined—Schools To Be Taught—Exercises.)** Every day which is designated by the laws of this state as a legal holiday also shall be a school holiday, but unless the day shall fall upon a Saturday or Sunday, schools shall be in session as usual on the following holidays:

1. February twelfth, Lincoln's Birthday;
2. The third Monday in February, commemorating Washington's Birthday;
3. The first Monday in September, Labor Day;
4. The second Monday in October, Discovery Day;
5. The fourth Monday in October, Veterans Day; and
6. Every day upon which an election is held throughout the state.

On each of the days herein specified, at least one hour shall be devoted to patriotic exercises consistent with the day. School shall not be held on Veterans Day in communities in which community celebrations are held on that day, nor on election days in districts in which the schoolhouses are used for polling places, nor on any legal holiday not specified in this section. Each holiday upon which the schools are closed under this section, if it falls upon a day which otherwise would be a school day, shall be counted as a school day, and the teachers shall be paid therefor.

**Section 4. Effective Date.)** The amendments to sections 1-03-01, 1-03-02, and 15-38-04 of the North Dakota Century Code shall take effect on January 1, 1971.

Approved March 29, 1969.