

SENATE BILL NO. 321

INTRODUCED BY HALLIGAN, GOULD, MAZUREK,  
WALDRON, LORY, AZZARA

IN THE SENATE

January 29, 1981	Introduced and referred to Committee on State Administration.
February 4, 1981	Committee recommend bill do pass as amended. Report adopted.
February 5, 1981	Bill printed and placed on members' desks.
February 6, 1981	Second reading, do pass.
February 7, 1981	Correctly engrossed.
February 9, 1981	Third reading, passed. Transmitted to House.

IN THE HOUSE

February 10, 1981	Introduced and referred to Committee on State Administration.
March 18, 1981	Committee recommend bill be concurred in as amended. Report adopted.
March 24, 1981	Motion pass consideration.
March 25, 1981	Second reading, concurred in.
March 27, 1981	Third reading, concurred in as amended. Ayes, 78; Noes, 6.

IN THE SENATE

March 30, 1981

Returned from House with amendments.

April 2, 1981

Second reading, amendments concurred in.

April 4, 1981

Third reading, amendments concurred in. Ayes, 47; Noes, 0. Sent to enrolling.

Reported correctly enrolled.

1  
 2 INTRODUCED BY Senators Holligan, Waldron, Long, Aggar *Bill No. 321*  
 3 *Waldron Long Aggar*

4 A BILL FOR AN ACT ENTITLED: "AN ACT PERMITTING THE BOARD OF  
 5 REGENTS TO DESIGNATE CERTAIN BUSINESS DAYS AS HOLIDAYS FOR  
 6 NONACADEMIC STAFF MEMBERS IN EXCHANGE FOR OTHER LEGAL  
 7 HOLIDAYS."

8  
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Designation of holidays by board of  
 11 regents. (1) The board of regents of higher education may,  
 12 subject to collective bargaining agreements, designate the  
 13 following business days as holidays for nonacademic staff  
 14 members of the university system in exchange for the same  
 15 number of legal holidays enumerated in 1-1-216:

- 16 (a) the Friday following Thanksgiving;
- 17 (b) the Monday before Christmas Day or New Year's Day  
 18 if either holiday falls on Tuesday; and
- 19 (c) the Friday after Christmas Day or New Year's Day  
 20 if either holiday falls on Thursday.

21 (2) A full-time employee who is scheduled for a day  
 22 off on a day that is designated as a holiday under  
 23 subsection (1) is entitled to receive another day off during  
 24 the week of the designated holiday in addition to the  
 25 employee's regularly scheduled days off. Part-time employees

1 receive paid holiday time off during the week of the  
 2 designated holiday based on the number of hours scheduled  
 3 for the holiday.

-End-

-2- *INTroduced Bill*  
*SB 321*

Approved by Committee  
on State Administration

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3 WALDRON, LORY, AZZARA  
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5 A BILL FOR AN ACT ENTITLED: "AN ACT PERMITTING THE BOARD OF  
6 REGENTS TO DESIGNATE CERTAIN BUSINESS DAYS AS HOLIDAYS FOR  
7 ~~NONACADEMIC--STAFF--MEMBERS~~ ALL EMPLOYEES IN EXCHANGE FOR  
8 OTHER LEGAL HOLIDAYS."  
9

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Designation of holidays by board of  
12 regents. (1) The board of regents of higher education may,  
13 subject to collective bargaining agreements, designate the  
14 following business days as holidays for ~~nonacademic-staff~~  
15 members ALL EMPLOYEES of the university system in exchange  
16 for the same number of legal holidays enumerated in 1-1-216:

- 17 (a) the Friday following Thanksgiving;
- 18 (b) the Monday before Christmas Day or New Year's Day  
19 if either holiday falls on Tuesday; and
- 20 (c) the Friday after Christmas Day or New Year's Day  
21 if either holiday falls on Thursday.

22 (2) A full-time employee who is scheduled for a day  
23 off on a day that is designated as a holiday under  
24 subsection (1) is entitled to receive another day off during  
25 the week SAME PAY PERIOD of the designated holiday in

1 addition to the employee's regularly scheduled days off.  
2 Part-time employees receive paid holiday time off during the  
3 week SAME PAY PERIOD of the designated holiday based on the  
4 number of hours scheduled for the holiday.

-End-

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 6   REGENTS TO DESIGNATE CERTAIN BUSINESS DAYS AS HOLIDAYS FOR  
 7   ~~NONACADEMIC--STAFF--MEMBERS~~ ALL EMPLOYEES IN EXCHANGE FOR  
 8   OTHER LEGAL HOLIDAYS."  
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10   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11       Section 1. Designation of holidays by board of  
 12   regents. (1) The board of regents of higher education may,  
 13   subject to collective bargaining agreements, designate the  
 14   following business days as holidays for ~~nonacademic-staff~~  
 15   members ALL EMPLOYEES of the university system in exchange  
 16   for the same number of legal holidays enumerated in 1-1-216:

17       (a) the Friday following Thanksgiving;  
 18       (b) the Monday before Christmas Day or New Year's Day  
 19   if either holiday falls on Tuesday; and  
 20       (c) the Friday after Christmas Day or New Year's Day  
 21   if either holiday falls on Thursday.

22       (2) A full-time employee who is scheduled for a day  
 23   off on a day that is designated as a holiday under  
 24   subsection (1) is entitled to receive another day off during  
 25   the week SAME PAY PERIOD of the designated holiday in

1   addition to the employee's regularly scheduled days off.  
 2   Part-time employees receive paid holiday time off during the  
 3   week SAME PAY PERIOD of the designated holiday based on the  
 4   number of hours scheduled for the holiday.

-End-

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 7 ~~NONACADEMIC--STAFF--MEMBERS~~ ALL EMPLOYEES IN EXCHANGE FOR  
 8 OTHER LEGAL HOLIDAYS."  
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10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Designation of holidays by board of  
 12 regents. (1) The board of regents of higher education may  
 13 ~~subject-to-collective-bargaining-agreements,~~ designate the  
 14 following business days as holidays for ~~nonacademic-staff~~  
 15 ~~members~~ ALL EMPLOYEES of the university system in exchange  
 16 for the same number of legal holidays enumerated in 1-1-216:

- 17 (a) the Friday following Thanksgiving;
- 18 (b) the Monday before Christmas Day or New Year's Day
- 19 if either holiday falls on Tuesday; and
- 20 (c) the Friday after Christmas Day or New Year's Day
- 21 if either holiday falls on Thursday.

22 (2) A full-time employee who is scheduled for a day  
 23 off on a day that is designated as a holiday under  
 24 subsection (1) is entitled to receive another day off WITH  
 25 PAY during the week SAME PAY PERIOD of the designated

1 holiday OR AS SCHEDULED BY THE EMPLOYEE AND HIS SUPERVISOR  
 2 in addition to the employee's regularly scheduled days off  
 3 PROVIDED THE EMPLOYEE IS IN A PAY STATUS ON HIS LAST  
 4 REGULARLY SCHEDULED WORKING DAY IMMEDIATELY BEFORE THE  
 5 HOLIDAY OR ON HIS FIRST REGULARLY SCHEDULED WORKING DAY  
 6 IMMEDIATELY AFTER THE HOLIDAY. Part-time employees receive  
 7 ~~paid-holiday-time-off-during-the week~~ SAME-PAY-PERIOD of PAY  
 8 FOR the designated holiday ~~based-on-the-number-of-hours~~  
 9 ~~scheduled-for-the-holiday~~ ON A PRORATED BASIS ACCORDING TO  
 10 RULES ADOPTED BY THE DEPARTMENT OF ADMINISTRATION OR  
 11 APPROPRIATE ADMINISTRATIVE OFFICER UNDER 2-18-604.

-End-

HOUSE AMENDMENTS TO SB 321

1. Page 1, lines 12 and 13.  
Following: "may" on line 12  
Strike: ", " through ", " on line 13
2. Page 1, line 24.  
Following: "off"  
Insert: "with pay"
3. Page 1, line 25.  
Following: "holiday"  
Insert: "or as scheduled by the employee  
and his supervisor"
4. Page 2, line 1.  
Following: "off"  
Insert: "provided the employee is in a pay status on  
his last regularly scheduled working day immediately  
before the holiday or on his first regularly scheduled  
working day immediately after the holiday"
5. Page 2, lines 2 and 3.  
Following: "receive" on line 2  
Strike: "paid" through "of" on line 3  
Insert: "pay for"
6. Page 2, lines 3 and 4.  
Following: "holiday" on line 3  
Strike: "based" through "holiday" on line 4  
Insert: "on a prorated basis according to rules  
adopted by the department of administration or  
appropriate administrative officer under 2-18-604."