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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. **211**

01/09/2023 Authored by Keeler, Kozlowski, Becker-Finn, Hollins, Frederick and others
The bill was read for the first time and referred to the Committee on Education Policy
01/23/2023 Adoption of Report: Re-referred to the Committee on State and Local Government Finance and Policy
02/27/2023 Adoption of Report: Placed on the General Register as Amended
Read for the Second Time

1.1 A bill for an act
1.2 relating to holiday observances; requiring school observance of Indigenous Peoples
1.3 Day; establishing Indigenous Peoples Day as a state holiday and eliminating
1.4 Christopher Columbus Day as a state holiday; amending Minnesota Statutes 2022,
1.5 sections 120A.42; 645.44, subdivision 5, as amended.

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

1.7 Section 1. Minnesota Statutes 2022, section 120A.42, is amended to read:

1.8 **120A.42 CONDUCT OF SCHOOL ON CERTAIN HOLIDAYS.**

1.9 (a) The governing body of any district may contract with any of the teachers of the
1.10 district for the conduct of schools, and may conduct schools, on either, or any, of the
1.11 following holidays, provided that a clause to this effect is inserted in the teacher's contract:
1.12 Martin Luther King's birthday, Lincoln's and Washington's birthdays, ~~Columbus Day~~
1.13 Indigenous Peoples Day, and Veterans' Day. On Martin Luther King's birthday, Washington's
1.14 birthday, Lincoln's birthday, and Veterans' Day at least one hour of the school program
1.15 must be devoted to a patriotic observance of the day. On Indigenous Peoples Day, at least
1.16 one hour of the school program must be devoted to observance of the day. As part of its
1.17 observance of Indigenous Peoples Day, a district may provide professional development to
1.18 teachers and staff, or instruction to students, on the following topics:

1.19 (1) the history of treaties between the United States and Indigenous peoples;

1.20 (2) the history of federal boarding schools for Indigenous children;

1.21 (3) Indigenous languages;

1.22 (4) Indigenous traditional medicines and cultural or spiritual practices;

2.1 (5) the sovereignty of Tribal nations;

2.2 (6) the contributions of Indigenous people to American culture, literature, and society;

2.3 and

2.4 (7) current issues affecting Indigenous communities.

2.5 (b) A district may conduct a school program to honor Constitution Day and Citizenship
2.6 Day by providing opportunities for students to learn about the principles of American
2.7 democracy, the American system of government, American citizens' rights and
2.8 responsibilities, American history, and American geography, symbols, and holidays. Among
2.9 other activities under this paragraph, districts may administer to students the test questions
2.10 United States Citizenship and Immigration Services officers pose to applicants for
2.11 naturalization.

2.12 Sec. 2. Minnesota Statutes 2022, section 645.44, subdivision 5, as amended by Laws 2023,
2.13 chapter 5, section 2, is amended to read:

2.14 Subd. 5. **Holiday.** (a) "Holiday" includes New Year's Day, January 1; Martin Luther
2.15 King's Birthday, the third Monday in January; Washington's and Lincoln's Birthday, the
2.16 third Monday in February; Memorial Day, the last Monday in May; Juneteenth, June 19;
2.17 Independence Day, July 4; Labor Day, the first Monday in September; ~~Christopher Columbus~~
2.18 Indigenous Peoples Day, the second Monday in October; Veterans Day, November 11;
2.19 Thanksgiving Day, the fourth Thursday in November; and Christmas Day, December 25;
2.20 provided, when New Year's Day, January 1; or Juneteenth, June 19; or Independence Day,
2.21 July 4; or Veterans Day, November 11; or Christmas Day, December 25; falls on Sunday,
2.22 the following day shall be a holiday and, provided, when New Year's Day, January 1; or
2.23 Juneteenth, June 19; or Independence Day, July 4; or Veterans Day, November 11; or
2.24 Christmas Day, December 25; falls on Saturday, the preceding day shall be a holiday. No
2.25 public business shall be transacted on any holiday, except in cases of necessity and except
2.26 in cases of public business transacted by the legislature, nor shall any civil process be served
2.27 thereon. However, for the executive branch of the state of Minnesota, "holiday" also includes
2.28 the Friday after Thanksgiving but does not include ~~Christopher Columbus~~ Indigenous
2.29 Peoples Day. Other branches of state government and political subdivisions shall have the
2.30 option of determining whether ~~Christopher Columbus~~ Indigenous Peoples Day and the
2.31 Friday after Thanksgiving shall be holidays. Where it is determined that ~~Columbus~~
2.32 Indigenous Peoples Day or the Friday after Thanksgiving is not a holiday, public business
2.33 may be conducted thereon.

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

3.4 (c) Any agreement between a public employer and an employee organization citing
3.5 "Christopher Columbus Day" or "Columbus Day" shall be amended to cite "Indigenous
3.6 Peoples Day."

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

3.8 Sec. 3. **REVISOR INSTRUCTION.**

3.9 In the next edition of Minnesota Statutes and Minnesota Rules and the online publication
3.10 of Minnesota Statutes and Minnesota Rules, the revisor of statutes shall change references
3.11 to "Christopher Columbus Day" or "Columbus Day" to "Indigenous Peoples Day" wherever
3.12 the phrases appear in Minnesota Statutes and Minnesota Rules.

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