

SECOND REGULAR SESSION

# HOUSE BILL NO. 2623

99TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE BRATTIN.

6662H.011

D. ADAM CRUMBLISS, Chief Clerk

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## AN ACT

To repeal section 9.015, RSMo, and to enact in lieu thereof one new section relating to federal holidays, with penalty provisions.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 9.015, RSMo, is repealed and one new section enacted in lieu thereof,  
2 to be known as section 9.015, to read as follows:

9.015. **1.** No state or local governmental entity, public building, public park, public  
2 school, or public setting or place shall ban or otherwise restrict the practice, mention, celebration,  
3 or discussion of any federal holiday.

**2. The following persons may bring an action in a court of competent jurisdiction  
5 to enjoin any violation of this section or to recover compensatory damages, reasonable  
6 court costs, and attorney's fees:**

7 **(1) The attorney general; and**

8 **(2) Persons whose expressive rights were violated through the violation of this  
9 section.**

10 **3. In an action brought under subsection 2 of this section, if the court finds a  
11 violation, the court shall award the aggrieved persons no less than five hundred dollars for  
12 the initial violation, plus fifty dollars for each day the violation remains ongoing.**

13 **4. A person shall be required to bring suit for violation of this section not later than  
14 one year after the day the cause of action accrues. For purposes of calculating the one-year  
15 limitation period, each day that the violation persists, and each day that a policy in  
16 violation of this section remains in effect, shall constitute a new violation of this section  
17 and, therefore, a new day that the cause of action has accrued.**

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.