

Lincoln's Birthday No longer a State holiday

This is to remind staff that Friday, February 12, 2010 (Lincoln's Birthday) is no longer designated as a paid holiday for State employees. In February 2009, legislation was passed amending State holiday provisions found in Government Code section 19853. The amendment eliminated two paid holidays for State employees effective March 2009:

- Lincoln's Birthday (February 12)
- Columbus Day (the second Monday in October)

Air Resources Board (ARB) management is aware there are varying opinions regarding whether or not February 12, 2010 (Lincoln's Birthday), is a paid holiday for State employees. ARB, like all other departments, follows the Department of Personnel Administration's (DPA) guidance and interpretation of statutes, laws, and regulations that govern the manner in which the State of California administers various labor, administrative, and personnel matters.

DPA has communicated the following to all departments:

DPA would like to alleviate any confusion employees may have regarding the status of Lincoln's Birthday as a recognized paid holiday.

In February 2009, legislation passed that amended the State holiday provisions in Government Code section 19853. The amendment eliminated two paid holidays, effective March 2009:

- Lincoln's Birthday (February 12)
- Columbus Day (the second Monday in October)

February 12, 2010, falls on a furlough Friday

Employees who do not normally report to work on furlough Fridays are not expected to report to work on February 12, 2010.

Employees scheduled to work on February 12, 2010, because they are on self-directed furloughs, are expected to report to work. These employees will receive regular pay for working on February 12, 2010, like any other normal work day.

Requesting time off on February 12

An employee scheduled to work on Friday, February 12, 2010, must obtain prior approval from his or her supervisor to use leave credits. If an employee does not receive prior approval from management, the employee will not be paid for the day, just like any other unapproved absence from work. The absence will be considered absent without leave (AWOL) and the employee could be subject to disciplinary action in addition to withholding of pay.

For additional information regarding this issue please access DPA's website at <http://www.dpa.ca.gov/news/news/2010/20100129-01.htm>. If you have any questions, please contact your assigned Personnel Specialist as designated in the [Directory of Administrative Services](#).