

ORDINANCE NO. _____

1 AN ORDINANCE amending Section 2.76.375 of the Lincoln Municipal Code to clarify
2 that an employee must be in a pay status the normal hours scheduled the working day before and the
3 normal hours scheduled the working day after the authorized holiday in order to be eligible for
4 holiday pay; and repealing Section 2.76.375 of the Lincoln Municipal Code as hitherto existing.

5 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

6 Section 1. That Section 2/76.375 of the Lincoln Municipal Code be amended to read
7 as follows:

8 **2.76.375 Holiday Pay.**

9 The following policies for holiday pay and arrangements for holiday pay shall govern:

10 (a) Probationary and regular full-time employees shall be credited with pay at straight time
11 for the number of hours in their normal work shift not to exceed eight hours excluding firefighters
12 working on a shift basis for each of the holidays authorized by Section 2.76.370 of the Lincoln
13 Municipal Code.

14 (b) Probationary and regular part-time employees shall receive pay at straight time at the
15 rate of one-fifth of their regular work week for the hours normally worked.

16 (c) Temporary hourly workers in the unclassified service not scheduled to work on a day
17 designated as an authorized holiday shall receive no holiday pay. If scheduled to work on an
18 authorized holiday, pay shall be computed at straight time rate for all hours worked, and said
19 workers shall receive no holiday pay.

20 (d) Non-exempt employees are those employees designated by executive order of the Mayor
21 who are eligible for overtime pay except as provided in (g) below who, because of emergency
22 conditions, are required to work on an authorized holiday, shall be paid at one and one-half times
23 their hourly rates for such hours worked in addition to the number of work hours credited as
24 provided in (a) above.

1 (e) Exempt employees are those employees designated by executive order of the Mayor
2 who are not eligible to receive pay for holidays worked; however, they are entitled to receive
3 equivalent compensatory time off in lieu of holiday pay.

4 (f) All hours worked on the holiday, whether within or outside the employee's regular
5 scheduled work week, shall be used in the computation of weekly overtime.

6 (g) Non-exempt employees whose work schedule includes work on a holiday will receive
7 pay at one and one-half times their hourly rate for such hours worked subject to the provisions of
8 (a) above.

9 (h) An employee must be in a pay status on the normal hours scheduled the working day
10 before and the normal hours scheduled the working day after the authorized holiday in order to be
11 eligible for holiday pay.

12 Section 2. That Section 2.76.375 of the Lincoln Municipal Code as hitherto existing be
13 and the same is hereby repealed.

14 Section 3. That this ordinance shall take effect and be in force from and after its passage
15 and publication according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2008:

Mayor