

HB0062S01 compared with HB0062

~~{deleted text}~~ shows text that was in HB0062 but was deleted in HB0062S01.

inserted text shows text that was not in HB0062 but was inserted into HB0062S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative John R. Westwood proposes the following substitute bill:

DISPLAY OF PRISONER OF WAR AND MISSING IN

ACTION FLAG

2013 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: John R. Westwood

Senate Sponsor: _____

LONG TITLE

General Description:

This bill requires that ~~{a government}~~an entity responsible for the display of a United States flag out of doors at the capitol hill complex display the POW/MIA flag on certain days and in a certain manner.

Highlighted Provisions:

This bill:

~~{~~ → defines terms;

~~}~~ ▶ requires ~~{a government entity that displays the flag of the United States or the state flag of Utah to}~~that an entity responsible for the display of a United States flag out of doors at the capitol hill complex display the POW/MIA flag on ~~{Armed Forces~~

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~~Day, Memorial Day, Flag Day, Independence Day, Veteran's Day, and National POW/MIA Recognition Day; and~~

~~describes the manner in which a government entity is required to display the POW/MIA flag;~~ certain days and in a certain manner.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

63G-1-701, Utah Code Annotated 1953

63G-1-702, Utah Code Annotated 1953

63G-1-703, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **63G-1-701** is enacted to read:

Part 7. Display of Flags by a Government Entity

63G-1-701. Title.

This part is known as "Display of Flags by a Government Entity."

Section 2. Section **63G-1-702** is enacted to read:

63G-1-702. Definitions.

As used in this part:

(1) "Capitol hill complex" is as defined in Section 63C-9-102.

(~~1~~2) (a) "Flag" means a depiction or emblem made from fabric or cloth.

(b) "Flag" does not include a depiction or emblem made from:

(i) lights;

(ii) paint;

(iii) roofing;

(iv) siding;

(v) paving materials;

(vi) flora;

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(vii) balloons; or

(viii) any other building, landscaping, or decorative component other than fabric or cloth.

(~~2~~3) "Flag of the United States" is the flag described in United States Code Title 4, Chapter 1, The Flag.

~~{ (3) "Government entity" means:~~

~~— (a) a branch of state government;~~

~~— (b) an agency, department, division, office, bureau, or other entity of state government;~~

~~— (c) a political subdivision;~~

~~— (d) an agency, department, division, office, bureau, or other entity of a political subdivision;~~

~~— (e) a public school; or~~

~~— (f) a state institution of higher education.~~

~~(4) "Political subdivision" means a county, city, town, school district, community development and renewal agency, special improvement or taxing district, local district, special service district, an entity created by an interlocal agreement adopted under Title 11, Chapter 13, Interlocal Cooperation Act, or any other governmental subdivision or public corporation.~~

~~† (~~5~~4) "POW/MIA flag" means the POW/MIA flag of the National League of Families of American Prisoners and Missing in Southeast Asia.~~

~~{ (6) "State flag of Utah" is the flag described in Section 63G-1-501.~~

~~† Section 3. Section **63G-1-703** is enacted to read:~~

63G-1-703. Display of POW/MIA flag.

~~(1) In any place ~~{where a government entity displays the flag}~~ at the capitol hill complex where the United States flag is displayed out of doors, the entity responsible for the display of the United States ~~{or the state}~~ flag ~~{of Utah, the government entity}~~ shall display the POW/MIA flag, in the manner described in Subsection (2), from sunrise to sunset on the following days:~~

~~(a) Armed Forces Day, the third Saturday in May;~~

~~(b) Memorial Day, the last Monday in May;~~

~~(c) Flag Day, June 14;~~

~~(d) Independence Day, July 4;~~

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(e) Veteran's Day, November 11; and

(f) National POW/MIA Recognition Day, the third Friday in September.

(2) When displaying the POW/MIA flag under Subsection (1), ~~the~~ ~~a government}~~ ~~the~~ ~~entity~~ ~~responsible to display the flag~~ shall fly or hang the POW/MIA flag ~~;~~

~~(a) }~~ as follows:

(a) if the United States flag and the POW/MIA flag are attached to the same flag pole, by placing the POW/MIA flag directly under ~~for adjacent to the flag }~~ ~~the~~ ~~United States flag;~~ or

(b) if the United States flag and the POW/MIA flag are displayed near to each other, but not on the same flag pole, by placing the top of POW/MIA flag below the top of the United States ~~;~~ ~~and~~

~~(b) adjacent to, or above, the state} flag {of Utah}.~~

~~{ (3) A government entity may not fly or hang the POW/MIA flag:~~

~~(a) above the flag of the United States; or~~

~~(b) below the state flag of Utah.~~

Legislative Review Note

~~as of 1-2-13 3:11 PM~~

~~Office of Legislative Research and General Counsel}~~