

HB0436S01 compared with HB0436

~~text~~ shows text that was in HB0436 but was deleted in HB0436S01.

text shows text that was not in HB0436 but was inserted into HB0436S01.

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 Phil Lyman proposes the following substitute bill:

UTAH FLAG AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: {} Phil Lyman

Senate Sponsor: {} _____

LONG TITLE

General Description:

This bill repeals provisions related to the state flag ~~and~~, establishes a state flag, and creates a process by which the state flag may be modified in the future.

Highlighted Provisions:

This bill:

- ▶ repeals current and future provisions related to the state flag;
- ▶ establishes a state flag;
- ▶ requires the Legislature to pass a joint resolution with the text of an opinion question before modifying the state flag;
- ▶ requires the lieutenant governor to submit an opinion question to the voters in a general election;
- ▶ provides a severability clause; and

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- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

ENACTS:

~~{63G-1-1001}~~63G-1-504, Utah Code Annotated 1953

REPEALS AND REENACTS:

63G-1-501 (Superseded 03/09/24), as last amended by Laws of Utah 2021, Chapter 205

~~{~~ ~~63G-1-501 (Effective 03/09/24)~~, as repealed and reenacted by Laws of Utah 2023, Chapter 451

~~}~~ **63G-1-503 (Effective 03/09/24)**, as enacted by Laws of Utah 2023, Chapter 451

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

Section 1. Section ~~{63G-1-1001}~~63G-1-501 (Superseded 03/09/24) is

~~{enacted}~~repealed and reenacted to read:

~~{Part 10. State Flag -- State Flag Changes~~

~~}~~ ~~{63G-1-1001}~~63G-1-501 (Superseded 03/09/24). State flag -- Description --

Display.

(1) The state flag shall be a flag of blue field, with the following device worked in natural colors in the center of the blue field:

(a) in the center, a shield;

(b) above the shield and ~~{on the shield}~~thereon, an American~~{ bald}~~ eagle with outstretched wings;

(c) the top of the shield pierced with six arrows arranged crosswise;

(d) upon the shield and under the arrows, the word "Industry" and below the word "Industry," in the center of the shield, a beehive;

(e) on each side of the beehive, growing sego lilies;

(f) below the beehive and near the bottom of the shield, the word "Utah";

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(g) below the word "Utah" and on the bottom of the shield, the {number} figures "1847";

(h) behind the shield, there shall be two American flags on flagstaves placed crosswise with the flags so draped to project beyond each side of the shield, the heads of the flagstaves appearing {in front of} over the {eagle's wings and the bottom} face of {each staff appearing over} the draped flag below the shield;

(i) below the shield and flags and upon the blue field, the {number} figure "1896"; and

(j) around the entire design, a narrow {gold }circle in gold.

(2) The state flag shall appear consistent with the following image:



{

~~Section 2. Repeater:~~

~~This bill repeals:~~

~~Section 63G-1-501 (Superseded 03/09/24), State flag.~~

~~Section 63G-1-501 (Effective 03/09/24), State flag -- Description -- Image --~~

~~Display:~~

~~}~~

Section 2. Section 63G-1-503 (Effective 03/09/24){~~Historic state flag --~~

~~Description -- Image -- Display:~~

~~Section 3} is repealed and reenacted to read:~~

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63G-1-503 (Effective 03/09/24). State flag changes.

(1) (a) Before a state flag other than the one described in Section 63G-1-501 may be adopted, or a commission or task force to study potential changes to the state flag described in Section 63G-1-501 may be created, the Legislature shall pass a joint resolution as described in this section.

(b) The joint resolution described in Subsection (1)(a) shall include:

(i) the text of the opinion question to be put before the voters; and

(ii) details of any proposed expenditure to support:

(A) the creation or implementation of a new state flag; and

(B) the creation of a commission or task force to consider a new state flag.

(2) Following the enrollment of the joint resolution described in Subsection (1), the lieutenant governor shall submit the opinion question and details of any proposed expenditure as described in the joint resolution to the voters at the next regular general election in the manner described in Title 20A, Election Code.

Section 3. Section 63G-1-504 is enacted to read:

63G-1-504. Severability.

If any provision of this Part 5, or application of any provision of this Part 5, is held unconstitutional in a final decision of a court, the remainder of this Part 5 shall be severable.

Section 4. Effective date.

~~ff~~(1) Except as provided in Subsection (2), if approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.

(2) If this bill is not approved by two-thirds of all members elected to each house, this bill takes effect May 1, 2024.