

SENATE BILL 124

P1

(1lr1162)

ENROLLED BILL

— *Education, Health, and Environmental Affairs/Health and Government Operations* —

Introduced by ~~Senator Astle~~ Senators Astle, Conway, Dyson, Benson, Ferguson, Jennings, Montgomery, Pinsky, Reilly, Rosapepe, Simonaire, and Young

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this _____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Flag Display on State House Grounds – ~~Honor and Remember and POW/MIA~~**
3 **~~Flags~~ POW/MIA Flag and a Flag to Honor and Remember Individuals Who**
4 **Died in the Line of Duty**

5 FOR the purpose of requiring that ~~the Honor and Remember flag~~ a certain flag be
6 flown on the State House grounds on certain days each year; altering the days
7 on which the POW/MIA flag is to be flown on State House grounds; requiring
8 the State House Trust to determine the site on the State House grounds where
9 ~~the Honor and Remember~~ a certain flag will be flown; defining a certain term;
10 and generally relating to the display of the ~~Honor and Remember and~~
11 ~~POW/MIA flags~~ POW/MIA flag and a flag to honor and remember individuals
12 who died in the line of duty on the State House grounds.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



1 BY repealing and reenacting, with amendments,
 2 Article – State Government
 3 Section 13–205
 4 Annotated Code of Maryland
 5 (2009 Replacement Volume and 2010 Supplement)

6 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 7 MARYLAND, That the Laws of Maryland read as follows:

8 **Article – State Government**

9 13–205.

10 (a) (1) In this section[,] THE FOLLOWING WORDS HAVE THE MEANINGS
 11 INDICATED.

12 (2) “FLAG TO HONOR AND REMEMBER MEMBERS OF THE ARMED
 13 FORCES WHO DIED IN THE LINE OF DUTY” MEANS:

14 (I) A FLAG CREATED BY HONOR AND REMEMBER, INC.; OR

15 (II) THE FLAG DESIGNATED BY THE UNITED STATES
 16 CONGRESS AS THE OFFICIAL SYMBOL TO HONOR AND REMEMBER MEMBERS OF
 17 THE ARMED FORCES WHO DIED IN THE LINE OF DUTY.

18 ~~(2)~~ (3) “POW/MIA flag” means the POW/MIA flag of the National
 19 League of Families of American Prisoners and Missing in Southeast Asia.

20 ~~(3) “HONOR AND REMEMBER FLAG” MEANS THE HONOR AND~~
 21 ~~REMEMBER FLAG CREATED BY HONOR AND REMEMBER, INC., AND~~
 22 ~~DESIGNATED BY THE UNITED STATES CONGRESS AS THE OFFICIAL SYMBOL TO~~
 23 ~~RECOGNIZE AND HONOR MEMBERS OF THE ARMED FORCES WHO DIED IN THE~~
 24 ~~LINE OF DUTY.~~

25 (b) (1) ~~Each~~ SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, EACH
 26 year, the POW/MIA flag AND ~~THE HONOR AND REMEMBER FLAG~~ A FLAG TO
 27 HONOR AND REMEMBER MEMBERS OF THE ARMED FORCES WHO DIED IN THE
 28 LINE OF DUTY shall be flown on the State House grounds on:

29 ~~(1)~~ (I) THE THIRD SATURDAY IN MAY, FOR ARMED FORCES DAY;

30 ~~(2)~~ (II) May 30, for Memorial Day;

31 [(2)] ~~(3)~~ (III) the day that the United States Congress designates
 32 for the observance of Memorial Day if other than May 30;

1 ~~[(3)]~~ ~~(4)~~ (IV) the Saturday and Sunday that are closest to May 30,
 2 unless the United States Congress designates another day for the observance of
 3 Memorial Day, in which case, the Saturday and Sunday that are closest to the day
 4 designated by the United States Congress;

5 ~~(5)~~ (V) **JULY 4, FOR INDEPENDENCE DAY;**

6 ~~[(4)]~~ ~~(6)~~ (VI) the third Friday in September, for POW/MIA
 7 Recognition Day;

8 ~~[(5)]~~ ~~(7)~~ (VII) November 11, for Veterans’ Day;

9 ~~[(6)]~~ ~~(8)~~ (VIII) the day that the United States Congress designates
 10 for the observance of Veterans’ Day if other than November 11; and

11 ~~[(7)]~~ ~~(9)~~ (IX) the Saturday and Sunday that are closest to
 12 November 11, unless the United States Congress designates another day for the
 13 observance of Veterans’ Day, in which case, the Saturday and Sunday that are closest
 14 to the day designated by the United States Congress.

15 **(2) IF THE UNITED STATES CONGRESS DESIGNATES A FLAG AS**
 16 **THE OFFICIAL SYMBOL TO HONOR AND REMEMBER MEMBERS OF THE ARMED**
 17 **FORCES WHO DIED IN THE LINE OF DUTY, THE FLAG DESIGNATED BY CONGRESS**
 18 **SHALL BE FLOWN IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That the State House Trust
 20 shall determine the site on the State House grounds where ~~the Honor and Remember~~
 21 ~~flag~~ a flag to honor and remember members of the armed forces who died in the line of
 22 duty will be flown as required by § 13–205 of the State Government Article, as enacted
 23 by Section 1 of this Act.

24 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
 25 July 1, 2011.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.