

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 96, As Amended in the Senate

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO FLAGS AND FLAG PROTOCOL; AMENDING SECTION 67-2303A, IDAHO CODE,  
TO PROVIDE THAT A GOVERNMENTAL ENTITY SHALL ONLY DISPLAY CERTAIN FLAGS;  
AND DECLARING AN EMERGENCY.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 67-2303A, Idaho Code, be, and the same is hereby amended to read as follows:

67-2303A. FLAGS -- PROPER PROTOCOL. (1) As used in this section, "governmental entity" means the state of Idaho or any county, municipality, special district, or any other political subdivision or governmental instrumentality of or within the state other than a school, college, or university.

(2) A governmental entity shall not display a flag on its property other than the following:

(a) The United States flag;

(b) The official flag of a governmental entity as defined in this section;

(c) Official flags of any state in the United States;

(d) Official flags of any of the military branches and units of the United States;

(e) The POW/MIA flag as provided for in section 67-2303, Idaho Code;

(f) Official flags of Indian tribes;

(g) Official flags of countries other than the United States to commemorate special occasions; and

(h) Official flags of Idaho colleges, universities, and public schools.

(3) The division of veterans services is hereby authorized to promulgate rules directing the proper protocol for the location and display of flags flown on state property.

SECTION 2. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval.