

HB 857

2008

1                   A bill to be entitled  
2           An act relating to the display of flags; amending s.  
3           720.304, F.S.; authorizing homeowners to display certain  
4           flags in a specified manner; providing an effective date.

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6   Be It Enacted by the Legislature of the State of Florida:

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8           Section 1. Subsection (2) of section 720.304, Florida  
9   Statutes, is amended to read:

10           720.304 Right of owners to peaceably assemble; display of  
11   flag; SLAPP suits prohibited.--

12           (2) (a) Any homeowner may display one official ~~portable,~~  
13   ~~removable~~ United States flag, not larger than 4 feet by 6 feet,  
14   ~~or official flag of the State of Florida~~ in a respectful manner  
15   from a freestanding flagpole not to exceed 20 feet in height in  
16   the front, rear, or side yard of the property, and on Armed  
17   Forces Day, Memorial Day, Flag Day, Independence Day, and  
18   ~~Veterans Day may display in a respectful manner portable,~~  
19   ~~removable official flags, not larger than 4 1/2 feet by 6 feet,~~  
20   ~~which represent the United States Army, Navy, Air Force, Marine~~  
21   ~~Corps, or Coast Guard,~~ regardless of any declaration rules or  
22   requirements dealing with flags or decorations.

23           (b) In addition to the display of the United States flag  
24   authorized pursuant to paragraph (a), any homeowner may display  
25   one official flag of the State of Florida, a flag that  
26   represents the United States Army, Navy, Air Force, Marine  
27   Corps, or Coast Guard, or the POW-MIA flag in a respectful  
28   manner below the United States flag from the freestanding

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29 flagpole authorized pursuant to paragraph (a). The additional  
30 flag authorized pursuant to this paragraph may not be larger  
31 than 3 feet by 5 feet.

32 (c) The provisions of this subsection shall not apply to  
33 condominiums or any property that is community owned.

34 Section 2. This act shall take effect July 1, 2008.