

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Shoaf offered the following:

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3 **Amendment to Amendment (983661)**

4 Between lines 2580 and 2581 of the amendment, insert:

5 Section 31. Paragraphs (a) and (b) of subsection (2) of
6 section 720.304, Florida Statutes, are amended to read:

7 720.304 Right of owners to peaceably assemble; display of
8 flag; SLAPP suits prohibited.—

9 (2) (a) Any homeowner may display one portable, removable
10 United States flag or official flag of the State of Florida in a
11 respectful manner, and one portable, removable official flag, in
12 a respectful manner, not larger than 4 1/2 feet by 6 feet, which
13 represents any state, as defined in s. 624.08, or the United

605255

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Amendment No.

14 States Army, Navy, Air Force, Marine Corps, or Coast Guard, or a
15 POW-MIA flag, regardless of any covenants, restrictions, bylaws,
16 rules, or requirements of the association.

17 (b) Any homeowner may erect a freestanding flagpole no
18 more than 20 feet high on any portion of the homeowner's real
19 property, regardless of any covenants, restrictions, bylaws,
20 rules, or requirements of the association, if the flagpole does
21 not obstruct sightlines at intersections and is not erected
22 within or upon an easement. The homeowner may further display in
23 a respectful manner from that flagpole, regardless of any
24 covenants, restrictions, bylaws, rules, or requirements of the
25 association, one official United States flag, not larger than 4
26 1/2 feet by 6 feet, and may additionally display one official
27 flag of the State of Florida, any state, as defined in s.
28 624.08, or the United States Army, Navy, Air Force, Marines, or
29 Coast Guard, or a POW-MIA flag. Such additional flag must be
30 equal in size to or smaller than the United States flag. The
31 flagpole and display are subject to all building codes, zoning
32 setbacks, and other applicable governmental regulations,
33 including, but not limited to, noise and lighting ordinances in
34 the county or municipality in which the flagpole is erected and
35 all setback and locational criteria contained in the governing
36 documents.

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