

Chapter 422

(Senate Bill 124)

AN ACT concerning

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

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

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

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

Article – State Government

13–205.

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

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

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

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

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

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

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

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

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

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

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

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

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

~~(5)~~ ~~(7)~~ **(VII)** November 11, for Veterans’ Day;

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

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

(2) IF THE UNITED STATES CONGRESS DESIGNATES A FLAG AS THE OFFICIAL SYMBOL TO HONOR AND REMEMBER MEMBERS OF THE ARMED

FORCES WHO DIED IN THE LINE OF DUTY, THE FLAG DESIGNATED BY CONGRESS SHALL BE FLOWN IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION.

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

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

Approved by the Governor, May 19, 2011.