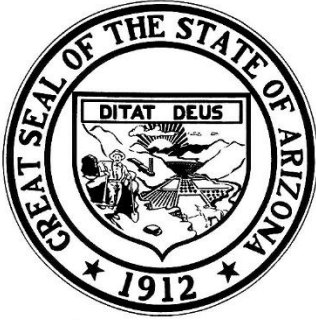


HOUSE FLOOR AMENDMENT EXPLANATION



Bill Number: **HB 2113**

Kupper Floor Amendment

-
- Adds any official flag of a public body or public educational institution to the list of flags that state and local government officials and employees can fly on public property.
 - States the measure does not prohibit approved educational curricula or deny civil and political liberties guaranteed by the United States and Arizona constitutions.
 - Defines *public body* and *public educational institution*.

Amendment explanation prepared by M. Bencomo

Phone Number 6-3649

jh

2/3/2025

KUPPER SUBSTITUTE FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2113

I move the following SUBSTITUTE amendment to the GOVERNMENT Committee Amendment to HOUSE BILL 2113 (Reference to printed bill)

Amendment instruction key:

[GREEN UNDERLINING IN BRACKETS] indicates text added to statute or previously enacted session law.
[Green underlining in brackets] indicates text added to new session law or text restoring existing law.
~~[GREEN STRIKEOUT IN BRACKETS]~~ indicates new text removed from statute or previously enacted session law.
~~[Green strikeout in brackets]~~ indicates text removed from existing statute, previously enacted session law or new session law.
<<Green carets>> indicate a section added to the bill.
~~<<Green strikeout in carets>>~~ indicates a section removed from the bill.

1 The bill as proposed to be amended is reprinted as follows:

2 Section 1. Title 38, chapter 3, article 4, Arizona Revised
3 Statutes, is amended by adding section 38-452, to read:

4 38-452. Flags; prohibition; public property; applicability;
5 definitions

6 A. EXCEPT AS PROVIDED IN SUBSECTION B OF THIS SECTION, A FLAG MAY
7 NOT BE DISPLAYED ON PUBLIC PROPERTY IN THIS STATE.

8 B. THIS SECTION DOES NOT APPLY TO ANY OF THE FOLLOWING:

9 1. THE AMERICAN FLAG OR AN OFFICIAL OR REPLICA OF A FLAG OF THE
10 UNIFORMED SERVICES OF THE UNITED STATES IF THE AMERICAN FLAG OR A
11 UNIFORMED SERVICES FLAG IS DISPLAYED IN A MANNER CONSISTENT WITH THE
12 FEDERAL FLAG CODE (P.L. 94-344; 90 STAT. 810; 4 UNITED STATES CODE
13 SECTIONS 4 THROUGH 10).

14 2. THE POW/MIA FLAG.

15 3. THE HONOR AND REMEMBER FLAG.

16 4. THE ARIZONA STATE FLAG.

17 5. AN ARIZONA INDIAN NATIONS FLAG.

18 6. A FIRST RESPONDER FLAG. A FIRST RESPONDER FLAG MAY INCORPORATE
19 THE DESIGN OF ONE OR TWO OTHER FIRST RESPONDER FLAGS TO FORM A COMBINED
20 FLAG.

21 7. A BLUE STAR SERVICE FLAG OR A GOLD STAR SERVICE FLAG.

22 8. ANY HISTORIC VERSION OF THE AMERICAN FLAG.

23 [9. ANY OFFICIAL FLAG OF A PUBLIC BODY OR A PUBLIC EDUCATIONAL
24 INSTITUTION.]

1 C. THIS SECTION APPLIES ONLY TO ANY PERSON WHO IS ELECTED,
2 APPOINTED OR EMPLOYED BY ~~[THIS STATE OR ANY COUNTY, CITY, TOWN, MUNICIPAL~~
3 ~~CORPORATION, SCHOOL DISTRICT, PUBLIC EDUCATIONAL INSTITUTION OR ANY BOARD,~~
4 ~~COMMISSION OR AGENCY OF ANY COUNTY, CITY, TOWN, MUNICIPAL CORPORATION,~~
5 ~~SCHOOL DISTRICT OR PUBLIC EDUCATIONAL INSTITUTION.] [A PUBLIC BODY OR A~~
6 ~~PUBLIC EDUCATIONAL INSTITUTION WHILE ENGAGED IN AN OFFICIAL CAPACITY.~~
7 D. THIS SECTION DOES NOT PROHIBIT ANY APPROVED EDUCATIONAL
8 CURRICULA OR DENY THE CIVIL AND POLITICAL LIBERTIES OF ANY PERSON AS
9 GUARANTEED BY THE UNITED STATES CONSTITUTION AND THE CONSTITUTION OF
10 ARIZONA.
11 E. FOR THE PURPOSES OF THIS SECTION:
12 1. "PUBLIC BODY" HAS THE SAME MEANING PRESCRIBED IN SECTION
13 39-121.01.
14 2. "PUBLIC EDUCATIONAL INSTITUTION" HAS THE SAME MEANING PRESCRIBED
IN SECTION 15-115.01.]
16 Enroll and engross to conform
17 Amend title to conform

NICK KUPPER

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01/30/2025
12:15 PM
C: AH