

House Bill 899

By: Representatives Mosby of the 59<sup>th</sup>, Post 3, Bruce of the 45<sup>th</sup>, Fludd of the 48<sup>th</sup>, Post 4, Brooks of the 47<sup>th</sup>, Mangham of the 62<sup>nd</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 1 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated,  
2 relating to the state flag and other flags, so as to provide a statement of intent; to provide that  
3 no flag which is similar in appearance to or depicts an image of a flag or other symbol  
4 identified with any nation or entity which has ever declared or prosecuted a war against the  
5 United States of America shall be considered an official state symbol or be flown or  
6 displayed on any state property or institution; to provide an exception for museum display;  
7 to repeal conflicting laws; and for other purposes.

8 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

9 **SECTION 1.**

10 Article 1 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to the  
11 state flag and other flags, is amended by inserting at the end thereof the following:

12 "50-3-12.

13 (a) The United States of America has on several occasions been brutally attacked without  
14 provocation by her enemies. On September 11, 2001, terrorists hijacked American civilian  
15 aircraft and flew them into the World Trade Center and the Pentagon. On December 7,  
16 1941, the Japanese launched a brutal surprise attack against American forces at Pearl  
17 Harbor, Hawaii. On April 12, 1861, gunners of what would evolve into the Army of the  
18 Confederate States of America bombarded and ultimately forced the capitulation of a  
19 United States garrison at Fort Sumter, South Carolina. The General Assembly is proud of  
20 the fact that Georgia was one of the thirteen states that founded the United States of  
21 America and today stands proud in her defense against all enemies. It is the intent of the  
22 General Assembly that no symbol identified with a nation or entity that has ever prosecuted  
23 a war against our beloved country ever be a part of our state image.

24 (b) Any other provision of law to the contrary notwithstanding, on and after July 1, 2003,  
25 no flag or banner which is substantially similar in appearance to or which depicts the image  
26 of a flag or other symbol identified with any nation or entity which has ever declared or

1 prosecuted a war against the United States of America shall be considered an official state  
2 symbol. No such flag or banner shall be flown or displayed on any state property or  
3 institution; provided, however, that this subsection shall not prohibit the display of historic  
4 flags in a bona fide museum setting on state property."

5 **SECTION 2.**

6 All laws and parts of laws in conflict with this Act are repealed.