

House Bill 1654

By: Representatives Powell of the 23rd, Royal of the 140th, Buck of the 112th, Parrish of the 102nd, Porter of the 119th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 50-3-1 of the Official Code of Georgia Annotated, relating to the
2 state flag and the protection of public monuments honoring the military, so as to provide for
3 the protection of privately owned monuments honoring past or present military personnel;
4 to provide for penalties; to provide for related matters; to repeal conflicting laws; and for
5 other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 50-3-1 of the Official Code of Georgia Annotated, relating to the state flag and
9 the protection of public monuments honoring the military, is amended by striking paragraph
10 (3) of subsection (b) and inserting in its place the following:

11 "(3) Conduct prohibited by paragraphs (1) and (2) of this subsection shall be enjoined
12 by the appropriate superior court upon proper application therefor.

13 (4) It shall be unlawful for any person, firm, corporation, or other entity acting without
14 authority to mutilate, deface, defile, abuse contemptuously, relocate, remove, conceal, or
15 obscure any privately owned monument, plaque, marker, or memorial which is dedicated
16 to, honors, or recounts the military service of any past or present military personnel of
17 this state, the United States of America or the several states thereof, or the Confederate
18 States of America or the several states thereof. Any person or entity who suffers injury
19 or damages as a result of a violation of this paragraph may bring an action individually
20 or in a representative capacity against the person or persons committing such violations
21 to seek injunctive relief and to recover general and exemplary damages sustained as a
22 result of such person's or persons' unlawful actions."

23 **SECTION 2.**

24 All laws and parts of laws in conflict with this Act are repealed.