

HB 2934 - S COMM AMD

By Committee on Financial Services, Insurance & Housing

ADOPTED 03/03/2004

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 64.38 RCW
4 to read as follows:

5 (1) The governing documents may not prohibit the outdoor display of
6 the flag of the United States by an owner or resident on the owner's or
7 resident's property if the flag is displayed in a manner consistent
8 with federal flag display law, 4 U.S.C. Sec. 1 et seq. The governing
9 documents may include reasonable rules and regulations, consistent with
10 4 U.S.C. Sec. 1 et seq., regarding the placement and manner of display
11 of the flag of the United States.

12 (2) The governing documents may not prohibit the installation of a
13 flagpole for the display of the flag of the United States. The
14 governing documents may include reasonable rules and regulations
15 regarding the location and the size of the flagpole.

16 (3) For purposes of this section, "flag of the United States" means
17 the flag of the United States as defined in federal flag display law,
18 4 U.S.C. Sec. 1 et seq., that is made of fabric, cloth, or paper and
19 that is displayed from a staff or flagpole or in a window. For
20 purposes of this section, "flag of the United States" does not mean a
21 flag depiction or emblem made of lights, paint, roofing, siding, paving
22 materials, flora, or balloons, or of any similar building, landscaping,
23 or decorative component.

24 (4) The provisions of this section shall be construed to apply
25 retroactively to any governing documents in effect on the effective
26 date of this section. Any provision in a governing document in effect
27 on the effective date of this section that is inconsistent with this
28 section shall be void and unenforceable.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 64.38 RCW
2 to read as follows:

3 The governing documents may not prohibit the outdoor display of
4 political signs promoting individual candidates for public office,
5 during a period of ninety days prior to a general election. The
6 governing documents may include reasonable rules and regulations
7 regarding the location and size of political campaign signs.

8 NEW SECTION. **Sec. 3.** The provisions of section 2 of this act take
9 effect July 31, 2004."

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10 On page 1, line 3 of the title, after "properties;" strike the
11 remainder of the title and insert "adding new sections to chapter 64.38
12 RCW; and providing an effective date."

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