

ASSEMBLY BILL NO. 399—ASSEMBLYMAN SHERER
(BY REQUEST)

MARCH 24, 2005

Referred to Committee on Education

SUMMARY—Requires instruction in flag etiquette in public schools. (BDR 34-500)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to education; requiring the State Board of Education to prescribe instruction in flag etiquette; requiring each public school to set aside appropriate time each school year for instruction in flag etiquette; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** NRS 389.040 is hereby amended to read as follows:
2 389.040 ***1.*** Each public school shall set aside appropriate
3 time at the beginning of each school day for pupils to pledge their
4 allegiance to the flag of the United States. In addition, each public
5 school may set aside appropriate time during the school day for
6 additional patriotic observance.
7 ***2. The State Board shall adopt regulations that prescribe***
8 ***instruction in flag etiquette for the flag of the United States***
9 ***consistent with the Federal Flag Code, 4 U.S.C. Chapter 1. The***
10 ***regulations must:***
11 ***(a) Include, without limitation, the proper:***
12 ***(1) Respect for the flag;***
13 ***(2) Uses of the flag;***
14 ***(3) Storage of the flag;***
15 ***(4) Cleaning and mending of the flag;***



1 (5) *Position and manner of display of the flag, including,*
2 *without limitation, display of the flag outdoors and display of the*
3 *flag indoors;*

4 (6) *Times and occasions for display of the flag; and*

5 (7) *Retirement of the flag.*

6 (b) *Designate the amount of time during the school year that*
7 *must be devoted to flag etiquette, as appropriate for each grade*
8 *level.*

9 3. *Each public school shall set aside the appropriate amount*
10 *of time each school year to ensure that the pupils enrolled in the*
11 *school receive instruction in flag etiquette, as prescribed by the*
12 *State Board pursuant to subsection 2.*

13 **Sec. 2.** 1. On or before November 1, 2005, the State Board
14 of Education shall adopt regulations prescribing the instruction in
15 flag etiquette pursuant to section 1 of this act.

16 2. Each public school shall comply with section 1 of this act
17 commencing with the 2005-2006 school year to the extent such
18 compliance is practicable after the adoption of the regulations by the
19 State Board of Education.

20 **Sec. 3.** This act becomes effective on July 1, 2005.

