SENATE DOCKET, NO. FILED ON: 1/9/2009

**SENATE . . . . . . . . . . . . . . . No.**

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The Commonwealth of Massachusetts

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PRESENTED BY:

**Morrissey, Michael (SEN) (BY REQUEST)**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General  
 Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act providing that no other flag or pennant be flown higher than the American flag.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PETITION OF:

|  |  |
| --- | --- |
| Name: | District/Address: |
| Francis Derwin | 80 Clay St. Quincy, MA 02170 |

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. S02267 OF 2007-2008.]

The Commonwealth of Massachusetts

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**In the Year Two Thousand and Nine**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

An Act providing that no other flag or pennant be flown higher than the American flag.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary, except the provisions of sections five to eight, inclusive, of chapter two hundred and sixty-four of the General Laws, no person or organization shall display a flag, burgee or pennant, national or international, above or in a position of superior prominence or honor to, or in place of, the flag of the United States.

It shall be deemed a violation of the section if a burgee, pennant, streamer or other similar flag device is displayed on a truck, mast, staff, pole, arm or gaff in a position higher in elevation to the flag of the United States, whether on land or vessel in the territorial waters of the Commonwealth.

A violation of this section shall be punished by a fine of not more than one thousand dollars.