

**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:

Francis Derwin

DISTRICT/ADDRESS:

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

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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:*

- 1           SECTION 1. Notwithstanding the provisions of any general or special law to the  
2           contrary, except the provisions of sections five to eight, inclusive, of chapter two hundred and  
3           sixty-four of the General Laws, no person or organization shall display a flag, burgee or pennant,  
4           national or international, above or in a position of superior prominence or honor to, or in place  
5           of, the flag of the United States.
- 6           It shall be deemed a violation of the section if a burgee, pennant, streamer or other similar flag  
7           device is displayed on a truck, mast, staff, pole, arm or gaff in a position higher in elevation to  
8           the flag of the United States, whether on land or vessel in the territorial waters of the  
9           Commonwealth.
- 10          A violation of this section shall be punished by a fine of not more than one thousand dollars.