

117TH CONGRESS
2D SESSION

H. R. 8290

To require certain flags of the United States to be made in the United States, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 5, 2022

Ms. STEFANIK introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To require certain flags of the United States to be made in the United States, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Make American Flags
5 in America Act of 2022”.

6 **SEC. 2. REQUIREMENT FOR CERTAIN FLAGS OF UNITED**
7 **STATES TO BE MADE IN UNITED STATES.**

8 (a) REQUIREMENT FOR CERTAIN FLAGS OF UNITED
9 STATES TO BE MADE IN UNITED STATES.—Chapter 1

1 of title 4, United States Code, is amended by adding at
2 the end the following:

3 **“§ 11. Display on Federal property; procurement by**
4 **Federal agencies**

5 “(a) DISPLAY ON FEDERAL PROPERTY.—A Federal
6 agency may not display a flag of the United States on
7 Federal property unless such flag has been made in the
8 United States.

9 “(b) PROCUREMENT BY FEDERAL AGENCIES.—
10 Funds appropriated or otherwise made available to a Fed-
11 eral agency may not be used for the procurement of a flag
12 of the United States unless such flag has been made in
13 the United States.

14 “(c) INTERNATIONAL AGREEMENTS.—This section
15 shall be applied in a manner consistent with the obliga-
16 tions of the United States under international agreements.

17 “(d) RULE OF CONSTRUCTION.—Nothing in this sec-
18 tion may be construed to apply to the display or procure-
19 ment of a flag of the United States by a private actor.

20 “(e) DEFINITIONS.—In this section:

21 “(1) FEDERAL AGENCY.—The term ‘Federal
22 agency’ means each instrumentality of the Federal
23 Government.

24 “(2) FEDERAL PROPERTY.—The term ‘Federal
25 property’ means real property owned, leased, or oc-

1 cupied by a Federal agency or an instrumentality
2 wholly owned by the United States.

3 “(3) MADE IN THE UNITED STATES.—The term
4 ‘made in the United States’ means 100 percent
5 manufactured in the United States from articles,
6 materials, or supplies that have been 100 percent
7 produced or manufactured in the United States.

8 “(4) UNITED STATES.—The term ‘United
9 States’, when used in a geographic sense, includes
10 each of the several States, the District of Columbia,
11 Tribal lands, and the territories or possessions of the
12 United States.”.

13 (b) CLERICAL AMENDMENT.—The table of sections
14 at the beginning of such chapter is amended by adding
15 at the end the following:

 “11. Display on Federal property; procurement by Federal agencies.”.

16 (c) APPLICABILITY.—Section 11 of title 4, United
17 States Code, as added by subsection (a), shall apply—

18 (1) with respect to the display of a flag of the
19 United States by a Federal agency, on and after the
20 date that is 2 years after the date of the enactment
21 of this Act; and

22 (2) with respect to the procurement of a flag of
23 the United States by a Federal agency, on and after
24 the date that is 90 days after the date of the enact-
25 ment of this Act.

1 **SEC. 3. STUDY ON COUNTRY-OF-ORIGIN LABELING FOR**
2 **FLAGS OF THE UNITED STATES.**

3 (a) STUDY.—The Chair of the Federal Trade Com-
4 mission shall conduct a study that—

5 (1) assesses and describes the enforcement
6 scheme for country-of-origin labeling for flags of the
7 United States;

8 (2) determines how many fines or penalties, if
9 any, have been imposed for violations of such en-
10 forcement scheme; and

11 (3) identifies the percentage of violations of
12 such enforcement scheme that are subsequent viola-
13 tions committed by an entity that has previously
14 been found to have violated such scheme.

15 (b) REPORT.—Not later than 1 year after the date
16 of the enactment of this Act, the Chair of the Federal
17 Trade Commission shall submit to the Committee on En-
18 ergy and Commerce of the House of Representatives and
19 the Committee on Commerce, Science, and Transportation
20 of the Senate a report containing—

21 (1) the results of the study conducted under
22 subsection (a); and

23 (2) any recommendations to improve—

24 (A) the enforcement scheme for country-of-
25 origin labeling for flags of the United States;
26 and

1

(B) the deterrent effect of such scheme.

○