

118TH CONGRESS
2D SESSION

S. 4623

To clarify rules regarding the display of the United States flag for patriotic and military observances for purposes of promoting military recruitment.

IN THE SENATE OF THE UNITED STATES

JUNE 20, 2024

Mr. CRUZ introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To clarify rules regarding the display of the United States flag for patriotic and military observances for purposes of promoting military recruitment.

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 “Updating National
5 Flag Use to Reaffirm Liberty Act of 2024” or the
6 “UNFURL Act of 2024”.

7 **SEC. 2. DISPLAY OF UNITED STATES FLAG FOR PATRIOTIC**
8 **AND MILITARY OBSERVANCES.**

9 (a) AMENDMENT TO FLAG CODE.—Section 8(c) of
10 title 4, United States Code, is amended by inserting “,

1 except as may be necessary in limited circumstances and
2 done in a respectful manner as part of a military or patri-
3 otic observance involving members of the Armed Forces”
4 after “aloft and free”.

5 (b) MODIFICATION OF DEPARTMENT OF DEFENSE
6 POLICY.—The Secretary of Defense shall—

7 (1) rescind the February 10, 2023, Department
8 of Defense memorandum entitled, “Clarification of
9 Department of Defense Community Engagement
10 Policy on Showing Proper Respect to the United
11 States Flag”; and

12 (2) support military recruitment through public
13 outreach events during patriotic and military observ-
14 ances, including the display of the United States
15 flag regardless of size and position, including hori-
16 zontally, provided that, in accordance with section
17 8(b) of title 4, United States Code, the flag never
18 touch anything beneath it, such as the ground, the
19 floor, water, or merchandise.

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