A bill to be entitled
An act relating to the display of flags by
governmental entities; creating s. 256.045, F.S.;
providing a definition; prohibiting certain
governmental entities from erecting or displaying
certain flags; requiring the governmental entity to
remain neutral in certain circumstances; providing
applicability; requiring certain governmental entities
to display the United States flag in a certain
position; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 256.045, Florida Statutes, is created
to read:

256.045 Display of flags; governmental agencies, local
governments, or other units of local government.—
(1) For purposes of this section, the term "governmental
entity" means a governmental agency, a local government, or
another unit of local government and includes public schools,
public colleges, and public universities.
(2)(a) A governmental entity may not erect or display a
flag that represent a political viewpoint, including, but not
limited to, a politically partisan, racial, sexual orientation
and gender, or political ideology viewpoint. The governmental
entity must remain neutral when representing political viewpoints in displaying or erecting a flag.

(b) This subsection does not limit the ability of:

1. A private individual to express private speech or viewpoints or exercise rights protected by the First Amendment to the United States Constitution.

2. A governmental entity to display or erect a flag required or authorized by general law.

(3) A governmental entity that displays the United States flag must display the United States flag in a prominent position that is superior to any other flag that is also displayed.

Section 2. This act shall take effect July 1, 2024.