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**H. B. 2102**

(By Delegates Kelly, Rowan, Pasdon, Westfall, Border, Statler  
Azinger, Romine, A. Evans, Zatezalo and Sobonya)

[Introduced January 20, 2015; referred to the  
Committee on the Judiciary.]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
designated §61-1-10, relating to prohibiting the sale of United States flags or West Virginia  
flags unless manufactured in the United States; and providing criminal penalty.

*Be it enacted by the Legislature of West Virginia:*

That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new  
section, designated §61-1-10, to read as follows:

**ARTICLE 1. CRIMES AGAINST THE GOVERNMENT.**

**§61-1-10. Restricted flag sales.**

(a) A person may not sell, or offer for sale at retail in this state, on or after July 1, 2015, any  
of the following flags, unless the flag was manufactured in the United States:

- (1) The United States flag; or
- (2) The state flag of West Virginia.

(b) For purposes of this section, "person" includes an individual, an owner or operator of a  
retail mercantile establishment, or an agent, employee, officer, director, franchisee, or independent

- 1 contractor of the owner or operator.
- 2 (c) A person violating this section is guilty of a misdemeanor and, shall be fined \$100. Each
- 3 sale made in violation of this section is a separate offense.

NOTE: The purpose of this bill is to prohibit the sale of United States flags or West Virginia flags, unless manufactured in the United States.

This section is new; therefore, it has been completely underscored.