

Senate File 2102 - Introduced

SENATE FILE 2102
BY COMMITTEE ON LOCAL
GOVERNMENT

(SUCCESSOR TO SSB 3039)

A BILL FOR

1 An Act relating to common interest communities and unit owner
2 associations and the display of the American flag.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 499C.3 Display of the American
2 flag.

3 1. The declaration of a common interest community, the
4 bylaws of a unit owners association or an executive board, and
5 the rules of a unit owners association or a common interest
6 community shall not prohibit a unit owner from displaying or
7 flying the American flag, in a size no greater than three feet
8 by five feet, attached on the exterior of the unit owner's
9 unit.

10 2. The declaration of a common interest community, the
11 bylaws of a unit owners association or an executive board, and
12 the rules of a unit owners association or a common interest
13 community shall not prohibit an owner from installing a
14 flagpole on any real property owned by the unit owner for
15 display of the American flag, in a size no greater than three
16 feet by five feet.

17 3. For purposes of this section, "American flag" means a
18 flag, as described in 4 U.S.C. ch. 1.

19 EXPLANATION

20 The inclusion of this explanation does not constitute agreement with
21 the explanation's substance by the members of the general assembly.

22 This bill relates to the right of unit owners in common
23 interest communities to display the American flag. The bill
24 provides that a declaration of a common interest community, the
25 bylaws of a unit owners association or an executive board, and
26 the rules of a unit owners association or a common interest
27 community cannot prohibit a unit owner from displaying or
28 flying the American flag, in a size no greater than three feet
29 by five feet, attached on the exterior of the unit owner's unit
30 or on a flagpole installed on any real property owned by the
31 unit owner. The bill defines "American flag" to mean a flag,
32 as described in 4 U.S.C. ch. 1.