

3-13-2015

DISPLAY OF STATE FLAG. INITIATIVE STATUTE.

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Ms. Ashley Johansson
Initiative Coordinator
Office of the Attorney General
1300 "I" Street
Sacramento, CA 95814-2919

RECEIVED

MAR 25 2015

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

Re: Request for Title and Summary for Proposed Initiative

Pursuant to Article II, Section 10(d) of the California Constitution, this letter respectfully requests that the Attorney General prepare a circulating title and summary of the enclosed proposed statewide initiative: "The California National Flag Act" which amends and replaces Sections 430, 431, 432, and 436 of Chapter 3 of Division 2 of Title 1 of the California Government Code, with the text relating to the display of the California flag in position of first honor.

Also enclosed are the required signed statements pursuant to California Elections Code sections 9001 and 9608, and a check in the amount of \$200.

Please direct all inquiries and correspondence regarding this proposed initiative to:

Louis J. Marinelli
President, Sovereign California
LJMarinelli@SovereignCA.org
Sovereign California (FPPC ID: 1373550)
P.O. Box 121165
San Diego, California 92112-1165

Thank you for your time and attention to this matter.

Sincerely,



Signature of Proponent

Louis J. Marinelli

Printed Name

March 24, 2015

Date

The People of the State of California make the following declarations:

Whereas the United States flag is not a universal symbol of freedom, justice, or equality in the world;

Whereas the United States flag represents imperialism to many emigrants in California;

Whereas California has the most robust direct democracy in the United States of America;

Whereas a constitutional amendment granting women the right to vote was first proposed by U.S. Senator Aaron A. Sargent of California more than forty years before the United States of America – the land of the free – ratified it at the national level;

Whereas California granted women the right to vote years before the United States of America – the land of the free – adopted the Nineteenth Amendment at the national level.

Whereas California granted marriage equality for same-sex couples in 2008 while the United States of America – the land of the free – has yet to do so at the national level;

Whereas California has reduced its prison population while the United States of America – the land of the free – has the second highest prisoner incarceration rate in the world;

Whereas California repealed anti-miscegenation laws nearly two decades before the United States of America – the land of the free – struck down these laws in *Loving v. Virginia* in 1967.

Whereas California had the first successful school desegregation case in Lemon Grove, California in the early 1930s, more than two decades before the United States of America – the land of the free – struck down segregation laws in *Brown v. Board of Education of Topeka* in 1954;

Whereas California's Bear Flag is not associated with America's colonialism, America's military and economic imperialism, America's foreign wars, America's use of nuclear weapons on civilian populations, America's self-imposed role as the global police, America's strategy of regime change, America's covert military and intelligence operations, America's war crimes including the use of torture, or America's hypocritical international rhetoric on human rights while minorities in America continue to be discriminated against;

Whereas California's Bear Flag is associated with diversity, equality, international cooperation, environmentalism, democracy, and transparency;

Whereas in the words of California Governor Brown, California is "a separate nation";

Whereas every nation needs its own national flag;

An Initiative to amend and replace Sections 430, 431, 432, and 436 of Chapter 3 of Division 2 of Title 1 of the California Government Code, with the following text relating to the display of the California flag in position of first honor as the national flag of California, is hereby submitted with a request for circulating title and summary.

GOVERNMENT CODE - GOV
TITLE 1. GENERAL [100 - 7914]

DIVISION 2. STATE SEAL, FLAG, AND EMBLEMS [399 - 447]

CHAPTER 3. Display of Flags [430 - 439]

430.

The Flag of the United States and the State Flag (the California Bear Flag) shall be prominently installed, displayed, and maintained in the following places, with State Flag displayed in position of first honor:

- (a) In the courtrooms of all courts of the State.
- (b) In all rooms where any court or any state, county, or municipal commission holds any sessions.

431.

The Flag of the United States and the State Flag shall be prominently displayed during business hours upon or in front of the buildings or grounds of or at each of the following places, with the State Flag displayed in position of first honor:

- (a) Each public building belonging to the State, a county, or a municipality.
- (b) At the entrance and exit of every state park.
- (c) At the entrance or upon the grounds of each campus of the University of California.
- (d) At the entrance or upon the grounds or upon the administration building of every university, college, high school, and elementary school, both public and private, within the State.
- (e) Upon or at every agricultural inspection station just inside California and located on every highway leading into California.
- (f) At the entrance of or within every state highway maintenance station where personnel reside or are on duty at the time necessary to raise and lower the Flag.

432.

The Flag of the United States and the Flag of the State shall be prominently displayed during any and all games and performances of every kind which take place in a coliseum, stadium, bowl, or other open air sites, and at all race tracks where racing is being conducted, with the State Flag in position of first honor.

436.

Where the National and State Flags are used, they shall be of the same size. If only one flagpole is used, the State Flag shall be above the United States Flag and the United States Flag shall be hung in such manner as not to interfere with any part of the State Flag. At all times the State Flag shall be placed in the position of first honor.

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

DISPLAY OF STATE FLAG. INITIATIVE STATUTE. Requires display of the California State flag in the position of first honor when both the United States flag and the California State flag are displayed at schools, universities, colleges, courtrooms, government buildings, and state parks, and at events held in coliseums, stadiums, bowls, other open air sites, and race tracks.

Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: **Likely no fiscal effect on state and local governments.** (15-0011.)