

ORDINANCE NO. 6180, AS AMENDED

**AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE
CHAPTER 50, ARTICLE XIII, TO ADD AMERICAN FLAG STANDARD**

WHEREAS, the United States Code, Title 4, Section 8, provides that the flag of the United States of America should never have placed upon it, nor any part of it, nor attached to it any mark, insignia, letter, word, figure, design, picture, or drawing of any nature; and

WHEREAS, Title 4 Section 8, prohibits the flag from being used as wearing apparel, and

WHEREAS, Title 4, Section 8, allows for a flag patch to be affixed to the uniform of military personnel, firemen, policemen, and members of patriotic organizations; and

WHEREAS, in keeping with these federal guidelines, the City code is amended to address the display of the flag by City employees while on duty and while in uniform.

NOW THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

SECTION 1. Fairbanks General Code Section Chapter 50, Article XIII, is amended by adding Section 50-472, American Flag Standard:

Sec. 50-472. American Flag Standard.

(a) No employee may display any altered depiction of the flag on any City property or wear any altered depiction of the flag on or about their clothing while on duty. ~~Except as provided in subparts (b) and (c), no employee may wear the flag of the United States of America or any depiction of the flag on or about their clothing while on duty.~~

(b) A flag patch may be affixed to the uniform of fire personnel or police officers so long as the flag patch complies with the requirements and restrictions of United States Code Title 4, Section 8.

(c) An employee may wear a lapel flag pin that complies with the requirements of United States Code Title 4, Section 8.

(d) These restrictions apply to employees while on duty and while in uniform.

SECTION 2. That the effective date of this ordinance is the 2nd day of October 2021.



Jim Matherly, Mayor

AYES: Therrien, Marney, Rogers, Gibson, Kun, Clark

NAYS: None

ABSENT: None

ADOPTED: September 27, 2021

ATTEST:

APPROVED AS TO FORM:



D. Danyielle Snider, MMC, City Clerk



Paul Ewers, City Attorney