

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1773 Session of  
1990

INTRODUCED BY PUNT, LaVALLE, BELAN, HOLL, FISHER, HOPPER,  
REIBMAN, MELLOW, MUSTO, SHUMAKER, O'PAKE, CORMAN AND  
PORTERFIELD, SEPTEMBER 24, 1990

REFERRED TO STATE GOVERNMENT, SEPTEMBER 24, 1990

AN ACT

1 Providing for a flag for firefighters who have died in the line  
2 of duty; providing for responsibility of the Pennsylvania  
3 State Fire Commissioner; and making an appropriation from  
4 contributions.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. Firefighters memorial flag.

8 (a) Establishment.--There is hereby established a  
9 Firefighters' Memorial Flag for this Commonwealth.

10 (b) Description.--The flag established in subsection (a)  
11 shall be a field of blue with a gold keystone in the center  
12 which surrounds a Maltese cross, and at the bottom of the blue  
13 field, in gold capital letters, there is shown the phrase, "Lest  
14 We Forget."

15 Section 2. Use of flag.

16 The Firefighters' Memorial Flag may be displayed over  
17 firefighters' memorials, firefighter funeral processions and  
18 from the poles of any public ground or political subdivision for

1 a period of not more than seven days after the death of a  
2 firefighter, and as further directed by the Pennsylvania State  
3 Fire Commissioner.

4 Section 3. Agency responsibility.

5 The office of the Pennsylvania State Fire Commissioner shall  
6 keep the official flag and have the responsibility to implement  
7 the provisions of this act, overseeing the production and  
8 acquisition of the flag and, in compliance with the act of June  
9 25, 1982 (P.L.633, No.181), known as the Regulatory Review Act,  
10 shall develop and promulgate rules and regulations for  
11 distribution of the flag.

12 Section 4. Limitation.

13 Authorized utilization of the Firefighters' Memorial Flag by  
14 the Commonwealth or an entity thereof shall not constitute a  
15 presumption of eligibility nor be permissible as substantiating  
16 evidence for claims filed under the act of June 24, 1976  
17 (P.L.424, No.101), referred to as the Emergency and Law  
18 Enforcement Personnel Death Benefits Act.

19 Section 5. Appropriation.

20 The moneys necessary for the production, acquisition and  
21 distribution of the Firefighters' Memorial Flag shall be paid  
22 from funds of agencies or organizations who may use the flag to  
23 memorialize firefighters in this Commonwealth and who elect to  
24 contribute such funds to a segregated account maintained by the  
25 State Fire Commissioner.

26 Section 6. Effective date.

27 This act shall take effect in 60 days.