

## DISPLAY OF FLAG

The Board of Education believes that the flag of the United States is a symbol of the values of our nation, the ideals embedded in our Constitution and the spirit that should animate our District.

The District shall purchase a United States flag, flagstaff and the necessary appliances for its display upon or near every school building. There shall be a flag on display in every assembly room of every school.

~~The flag shall be flown at full or half staff pursuant to law as set forth below. In addition, the flag may be flown at half staff to commemorate the death of a present or former Board member, present employee or student, or former student who dies while in active military service.~~

### Manner of Display

The display of the flag shall, in all respects, comply with New York State Executive Law § 403 and the United States Flag Code.

~~The flag will not be displayed on days when the weather is inclement. When a flag is in such condition that it is no longer a fitting emblem for display, it shall be retired in a dignified way.~~

~~Consistent with national and state law and regulations and this policy, the Superintendent of Schools shall develop rules and regulations for the proper custody, care and display of the flag.~~

Ref: Education Law §§ 418; 419; 420 (requirement for the school to purchase, display and develop rules and regulations for the care and custody of the flag)

Executive Law §§ 400-403 (rules for display of the flag)

8 NYCRR Part 108 (flag regulations)

36 U.S.C. §§ 173-177 (display of the flag)

Adoption date: 09/26/05

## DISPLAY OF THE FLAG REGULATION

### Flags Displayed Out-of-Doors and on Moveable Hoists Indoors

A United States flag shall be displayed in front of every school building in the ~~D~~istrict every day that school is in session and at such other times as the Superintendent of Schools shall direct. Unless otherwise stated, the flags shall be flown at full-staff. The flags may also be displayed at night upon special occasions, at the discretion of the Superintendent, when it is desired to produce a patriotic effect.

### Special Days for Display

In addition to days when school is in session, the flags will be displayed on the following days: New Year's Day, Martin Luther King, Jr. Day, Lincoln's Birthday, Washington's Birthday, Memorial Day, Flag Day, the Fourth of July, Labor Day, Columbus Day, Veterans Day, Thanksgiving Day, Pearl Harbor Day and Christmas Day. If any of these days (except Flag Day) falls on a Sunday, the flag shall be displayed on the next day. In addition, the flag shall be displayed on each general election day and each day appointed by the President of the United States or by the Governor of New York as a day of general thanksgiving or for displaying the flag.

### Special Days for Half-Staff Display

Flags shall be flown at half-staff on Pearl Harbor Day, on September 11<sup>th</sup> Remembrance Day, on days commemorating the death of a personage of great importance, and on days designated by the United States President or ~~the~~ New York State Governor.

In addition, the flag may be flown at half-staff to commemorate the death of a present or former Bboard member, present employee, teacher, student, clerk or custodian. The Superintendent of Schools may, in his or her discretion, make such determination in consultation with the President of the Board of Education.

~~Flags on individual buildings will be flown at half-staff for 30 days if a present employee or student in that building dies. The flag shall also be flown at half-staff the day of the funeral of any former employee well known in the school. This should be at the discretion of the Superintendent.~~

~~All flags in the district are to be flown at half-staff when a present Board member dies and are kept at half-staff for 30 days. All flags are put at half-staff on the day of the funeral of a former Board member. All flags in the district are flown at half-staff on the day of the funeral of a present employee or a present student, or former student who dies while in active military service.~~

~~The flag will not be displayed on days when the weather is inclement.~~

### Hoisting and Lowering of the Flag

The flag shall be hoisted briskly and lowered ceremoniously.

~~When flown at half-staff, the flag shall be first In half staffing the flag, it first should be hoisted to the peak for an instant and then lowered to the half-staff position. The flag shall be again raised to the peak before it is lowered for the day. The flag shall never be put at half mast in the middle of the day. It must be put at half mast in the morning only.~~

### Indoor Flags ~~and Those~~ Not on Movable Hoists

There shall be a United States flag in each assembly room of every school in the ~~d~~istrict. It is the duty of the teacher or other person in charge of each assembly room to ensure that the flag in the room is displayed from a flag staff standing at the audience's right as they face the stage. ~~However,~~ ~~If~~ However, if the flag is placed on the platform, it should stand at the right of the speaker as he/she faces the audience and at the audience's left as they face the stage.

Ref:

N.Y. Education Law §§ 418; 419; 420

N.Y. Executive Law, Article 19

8 N.Y.C.R.R. Part 108

Lapolla v. Dullaghan, 63 Misc. 2d 157 (1970)

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