RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
EXECUTIVE OFFICE
LANSING

BRIAN CALLEY
LT. GOVERNOR

EXECUTIVE ORDER
No. 2013 - 10

FLAG HONORS IN MICHIGAN

RECISSION OF EXECUTIVE ORDER 2006-10

WHEREAS, Section 1 of Article V of the Michigan Constitution vests the executive power of the state of Michigan in the Governor; and

WHEREAS, under Section 12 of Article V of the Michigan Constitution of 1963 the Governor is the commander-in-chief of Michigan's armed forces; and

WHEREAS, under Section 7 of Chapter 1 of Title 4 of the United States Code, 4 USC 7, by order of the President, the flag of the United States shall be displayed at half-staff upon the death of principal figures of the United States and the governor of a state, territory or possession; and

WHEREAS, in the event of the death of other officials or foreign dignitaries, the flag is to be displayed at half-staff according to Presidential instructions or orders, or in accordance with recognized customs or practices not inconsistent with the law; and

WHEREAS, in the event of the death of a present or former official of the government of any state, territory, or possession of the United States, the governor of that state, territory, or possession may proclaim that the flag of the United States shall be displayed at half-staff; and

WHEREAS, it is appropriate that the flag of the United States be displayed at half-staff on state buildings, grounds, and facilities as directed by the President or the Governor; and

WHEREAS, it is appropriate that the flag of the United States be displayed at half-staff throughout the state of Michigan and on Michigan waters as a mark of respect for the memory and in honor of the service of members of our Armed Forces killed in the line of duty; and

WHEREAS, it is desirable to provide direction for the uniform observance of this mark of respect to state departments and agencies and guidance to the People of the State of Michigan generally on such occasions;

NOW, THEREFORE, I, Richard D. Snyder, Governor of the state of Michigan, by virtue of the power and authority vested in me by the Michigan Constitution of 1963, the laws of the state of Michigan, and the laws of the United States of America, order:

I. DISPLAYING THE FLAG AT HALF-STAFF

A. The flag of the United States shall be displayed at half-staff throughout the state of Michigan, meaning at all state buildings, grounds, and facilities, as provided in this Order and as otherwise directed by the Governor.

B. All requests to display the flag at half-staff at state buildings, grounds, and facilities and any questions from state departments or agencies relating to displaying the flag at half-staff shall be directed to the Office of the Governor.

C. The Department of Technology, Management, and Budget shall assist the Office of the Governor with implementing this Order, communicating directions regarding displaying flags at half-staff, and assuring compliance by state departments and agencies.

D. When this Order provides for the flag to be displayed at half-staff on a statewide basis, Michigan residents, businesses, schools, local governments, and other organizations also are urged to display the flag at half-staff.

E. As provided by federal law, when displayed at half-staff, the flag of the United States should be first hoisted to the peak for an instant and then lowered to the half-staff position. The flag should be again raised to the peak before it is lowered for the day. On Memorial Day the flag should be displayed at half-staff until noon only, then raised to the top of the staff.

F. As provided by federal law, no other flag or pennant should be placed above or, if on the same level, to the right of the flag of the United States. No person shall display the flag of the United Nations or any other national or international flag equal, above, or in a position of superior prominence or honor to, or in place of, the flag of the United States. When flags of states, cities, or localities or pennants of societies are displayed on the same halyard with the flag of the United States, the flag of the United States should always be at peak. When flags are displayed from adjacent staffs, the flag of the United States should be hoisted first and lowered last. No flag of a state, city, locality, or pennant of a society may be placed above the flag of the United States or to the United States flag's right. When flags of two or more nations are displayed, they are to be displayed from separate staffs of the same height. The flags should be of approximately equal size. International usage forbids the display of the flag of one nation above that of another nation in time of peace. International usage also provides that the flag of another nation should never be displayed at half-staff unless authorized by that nation.

G. As used in this Order, the term "half-staff" means the position of the flag when it is one-half the distance between the top and bottom of the staff.

II. ANNUAL DAYS TO DISPLAY FLAG AT HALF-STAFF

A. Consistent with federal law, the flag of the United States shall be displayed at half-staff throughout the state of Michigan on the following days each year:

1. Peace Officers Memorial Day, May 15, (36 USC 136, 36 USC 137; Executive Order 2006-7).

2. Memorial Day, the last Monday in May, until noon only (4 USC 7).

3. Patriot Day, September 11 (36 USC 144).

4. Pearl Harbor Remembrance Day, December 7 (36 USC 129; Executive Order 2005-27).

III. HONORING MEMBERS OF OUR ARMED FORCES

A. Because members of our armed forces voluntarily forego comfort and wealth to face hardships and deployments away from family and loved ones while defending our nation's security, the state of Michigan recognizes the duty, honor, and selfless service of all military personnel and remembers those who have given the ultimate sacrifice by laying down their lives to defend the freedoms the United States of America holds so dear.

B. The flag of the United States shall be displayed at half-staff throughout the state of Michigan on a day designated by the Governor when any of the following occurs:

1. A member of the Michigan National Guard, including the Air National Guard, is killed in the line of duty.

2. A Michigan resident serving as a member of the United States Armed Forces is killed in the line of duty.

IV. HONORING FEDERAL OFFICIALS

In the absence of a Presidential Proclamation and in the event of the death of a federal official, the flag of the United States shall be displayed at half-staff throughout the state of Michigan according to the following schedule:

A. Upon the death of the President of the United States or a former President of the United States, the flag of the United States shall be displayed at half-staff throughout the state of Michigan for 30 days from the day of death.

B. Upon the death of the Vice President of the United States, the flag of the United States shall be displayed at half-staff throughout the state of Michigan for 10 days from the day of death.

C. Upon the death of the Chief Justice of the United States or a retired Chief Justice of the United States, the flag of the United States shall be displayed at half-staff throughout the state of Michigan for 10 days from the day of death.

D. Upon the death of the Speaker of the United States House of Representatives, the flag of the United States shall be displayed at half-staff throughout the state of Michigan for 10 days from the day of death.

E. The flag of the United States shall be displayed at half-staff throughout the state of Michigan from the day of death until interment upon the death of any of the following:

1. An Associate Justice of the United States Supreme Court.

2. A member of the Cabinet of the President of the United States.

3. A former Vice President of the United States.

4. The President Pro Tempore of the United States Senate.

5. The Majority Leader or the Minority Leader of the United States Senate.

6. The Majority Leader or the Minority Leader of the United States House of Representatives.

F. Upon the death of a United States Senator representing the state of Michigan, the flag of the United States shall be displayed at half-staff throughout the state of Michigan from the day of death until interment.

G. Upon the death of a Member of Congress representing a congressional district within the state of Michigan, the flag of the United States shall be displayed at half-staff within the state capitol complex and within the congressional district from the day of death until interment.

H. Upon the death of a former United States Senator who represented the state of Michigan, the flag of the United States shall be displayed at half-staff throughout the state of Michigan on the day of interment or on a day designated by the Governor.

I. Upon the death of a former Member of Congress who represented a congressional district within the state of Michigan, the flag of the United States shall be displayed at half-staff within the state capitol complex on the day of interment or on a day designated by the Governor.

V. HONORING STATE OFFICIALS

A. Upon the death of the Governor or a former Governor, the flag of the United States shall be displayed at half-staff throughout the state of Michigan from the day of death until interment.

B. Upon the death of the Lieutenant Governor, the Secretary of State, or the Attorney General, the flag of the United States shall be displayed at half-staff throughout the state of Michigan from the day of death until interment.

C. Upon the death of a Justice of the Michigan Supreme Court, the flag of the United States shall be displayed at half-staff throughout the state of Michigan from the day of death until interment.

D. Upon the death of the Speaker of the Michigan House of Representatives, the Majority Leader of the Michigan House of Representatives, the Minority Leader of the Michigan House of Representatives, the President Pro Tempore of the Michigan Senate, the Majority Leader of the Michigan Senate, or the Minority Leader of the Michigan Senate, the flag of the United States shall be displayed at half-staff throughout the state of Michigan from the day of death until interment.

F. Upon the death of any other member of the Michigan legislature, the flag of the United States shall be displayed at half-staff within the state capitol complex and within the legislator's district on the day of interment or on a day designated by the Governor.

G. Upon the death of a former member of the Michigan legislature, the flag of the United States shall be displayed at half-staff within the state capitol complex on the day of interment or on a day designated by the Governor.

H. Upon the death of the Adjutant General of a former Adjutant General of the state of Michigan, the flag of the United States shall be displayed at half-staff within the state capitol complex and at all Michigan military facilities on the day of interment or on a day as designated by the Governor.

VI. HONORING POLICE OFFICERS AND FIREFIGHTERS

In the event that a police officer or a firefighter is killed in the line of duty, the flag of the United States shall be displayed throughout the state of Michigan on the day of interment or on a day designated by the Governor.

VII. MISCELLANEOUS

A. In the event of the death of other officials, former officials, foreign heads of state, foreign dignitaries, and other persons, the flag of the United States shall be displayed at half-staff in accordance with any orders, directions, or instructions issued by the President of the United States or the Governor.

B. When the flag of the United States is displayed at half-staff at a government facility, the manager of the facility or other appropriate official is encouraged to post in a location visible to members of the public visiting the facility the name of the individual memorialized so as to better inform government employees and the public why the flag is displayed at half-staff.

Executive Order 2006-10 is rescinded.

This Order is effective upon filing.

Given under my hand and the Great Seal of the state of Michigan this 1st day of November, in the year of our Lord, two thousand and thirteen

RICHARD D. SNYDER
GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

FILED WITH SECRETARY OF STATE
ON 11/1/13 AT 3:54 pm