

## Calendar No. 473

109TH CONGRESS  
2D SESSION

# S. J. RES. 12

Proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

---

### IN THE SENATE OF THE UNITED STATES

APRIL 14, 2005

Mr. HATCH (for himself, Mrs. FEINSTEIN, Mr. THUNE, Mr. TALENT, Mr. AL-EXANDER, Mr. ALLARD, Mr. ALLEN, Mr. BAUCUS, Mr. BROWNBACK, Mr. BURNS, Mr. BURR, Mr. CHAMBLISS, Mr. COBURN, Mr. COLEMAN, Ms. COLLINS, Mr. CORNYN, Mr. CRAIG, Mr. CRAPO, Mr. DEWINE, Mr. DOMENICI, Mr. ENSIGN, Mr. ENZI, Mr. FRIST, Mr. GRAHAM, Mr. GRASSLEY, Mr. INHOFE, Mr. KYL, Mrs. LINCOLN, Mr. LOTT, Mr. LUGAR, Mr. McCAIN, Mr. ROBERTS, Mr. SANTORUM, Mr. SESSIONS, Mr. SHELBY, Mr. THOMAS, Mr. VITTER, Mr. WARNER, Mr. BOND, Mr. BUNNING, Mr. DEMINT, Mrs. DOLE, Mr. GREGG, Mr. HAGEL, Mrs. HUTCHISON, Mr. JOHNSON, Mr. MARTINEZ, Mr. NELSON of Nebraska, Ms. SNOWE, Mr. SPECTER, Mr. STEVENS, Mr. SUNUNU, Mr. ISAKSON, Ms. MURKOWSKI, Mr. VOINOVICH, Mr. SALAZAR, Mr. DAYTON, Mr. COCHRAN, Mr. ROCKEFELLER, and Ms. LANDRIEU) introduced the following joint resolution; which was read twice and referred to the Committee on the Judiciary

JUNE 20, 2006

Reported by Mr. SPECTER, with an amendment

[Omit the part struck through and insert the part printed in italic]

---

## JOINT RESOLUTION

Proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

1       *Resolved by the Senate and House of Representatives*  
2    *of the United States of America in Congress assembled (two-*  
3    *thirds of each House concurring therein),* That the fol-  
4    lowing article is proposed as an amendment to the Con-  
5    stitution of the United States, which shall be valid to all  
6    intents and purposes as part of the Constitution when  
7    ratified by the legislatures of three-fourths of the several  
8    States ~~within 7 years after the date of its submission by~~  
9    ~~the Congress within seven years after the date of its sub-~~  
10   ~~mission for ratification:~~

11                    “ARTICLE —

12        “The Congress shall have power to prohibit the phys-  
13    ical desecration of the flag of the United States.”.



**Calendar No. 473**

109<sup>TH</sup> CONGRESS  
2D SESSION

**S. J. RES. 12**

---

**JOINT RESOLUTION**

Proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

---

---

JUNE 20, 2006

Reported with an amendment