

## **IC 10-18-9**

### **Chapter 9. Display of United States Flag Upon Death of Certain Military Personnel**

#### **IC 10-18-9-1**

##### **"Armed forces of the United States"**

Sec. 1. As used in this chapter, "armed forces of the United States" means:

- (1) the Army;
- (2) the Navy;
- (3) the Air Force;
- (4) the Coast Guard; and
- (5) the Marine Corps.

*As added by P.L.38-2008, SEC.1.*

#### **IC 10-18-9-2**

##### **"Died of wounds received in action"**

Sec. 2. As used in this chapter, "died of wounds received in action" means a member, other than a member who is the victim of a terrorist activity, who after reaching a medical treatment facility dies of wounds or other injuries received in action.

*As added by P.L.38-2008, SEC.1.*

#### **IC 10-18-9-3**

##### **"Half-staff"**

Sec. 3. As used in this chapter, "half-staff" means the position of a flag when the flag is one-half (1/2) the distance between the top and bottom of the staff.

*As added by P.L.38-2008, SEC.1.*

#### **IC 10-18-9-4**

##### **"Killed in action"**

Sec. 4. As used in this chapter, "killed in action" means a member, other than a member who is the victim of a terrorist activity, who:

- (1) is killed outright in action; or
- (2) before reaching a medical treatment facility dies as a result of wounds or other injuries received in action.

*As added by P.L.38-2008, SEC.1.*

#### **IC 10-18-9-5**

##### **"Member"**

Sec. 5. As used in this chapter, "member" refers to a member of:

- (1) the armed forces of the United States; or
- (2) the National Guard;

who is a resident of Indiana.

*As added by P.L.38-2008, SEC.1.*

#### **IC 10-18-9-6**

##### **"National Guard"**

Sec. 6. As used in this chapter, "National Guard" means:

- (1) the Indiana Army National Guard; or
- (2) the Indiana Air National Guard.

*As added by P.L.38-2008, SEC.1.*

#### **IC 10-18-9-7**

##### **"United States flag"**

Sec. 7. As used in this chapter, "United States flag" refers to a United States flag flown on property owned or controlled by the state.

*As added by P.L.38-2008, SEC.1.*

#### **IC 10-18-9-8**

##### **Gubernatorial proclamation ordering United States flag flown at half-staff**

Sec. 8. Not more than twenty-four (24) hours after receiving notice and confirming through the United States Department of Defense that a member has:

- (1) been killed in action; or
- (2) died of wounds received in action;

the governor shall issue a proclamation ordering the United States flag to be flown at half-staff on the day of the member's funeral or memorial service.

*As added by P.L.38-2008, SEC.1.*

#### **IC 10-18-9-9**

##### **Effect on separate gubernatorial proclamations**

Sec. 9. This chapter does not prohibit or otherwise limit the flying of other flags at half-staff under a separate gubernatorial proclamation.

*As added by P.L.38-2008, SEC.1.*