



ARIZONA STATE SENATE
Fifty-Sixth Legislature, Second Regular Session

AMENDED
FACT SHEET FOR S.B. 1016

homeowners' associations; flagpoles

Purpose

Allows a homeowners' association (HOA) to limit an HOA member to the display of two wall mounted flagpole holders.

Background

Statute allows an HOA to regulate the location and size of flagpoles including limiting the height of a flagpole to the height of the rooftop of a member's home. An HOA may also limit a member to the display of two flags at once. Statute stipulates that an HOA must not prohibit the installation of a flagpole in the front yard or backyard of a member's property. An HOA also must not prohibit the outdoor display of the: 1) American flag or an official or replica of a flag of the U.S. Army, Navy, Air Force, Marine Corps or Coast Guard; 2) POW/MIA flag; 3) Arizona state flag; 4) Arizona Indian Nations flag; 5) Gadsden flag; 6) a first responder flag; 7) a blue star service flag or gold star service flag; and 8) any historic version of the American flag, including the Betsy Ross flag ([A.R.S. § 33-1808](#)).

There is no anticipated fiscal impact to the state General Fund associated with this legislation.

Provisions

1. Allows an HOA to limit a member to two wall mounted flagpole holders.
2. Makes technical changes.
3. Becomes effective on the general effective date.

Amendments Adopted by Committee

- Clarifies that an HOA can limit a member to two wall mounted flagpole holders, rather than two flagpoles.

Senate Action

GOV 2/14/24 DPA 5-0-3

Prepared by Senate Research
February 16, 2024
JT/MA/slp