

tures, sells, exposes for sale, gives away, or has in possession for sale or for gift, or for use, for any purpose, any article or substance, being an article of merchandise or a receptacle of merchandise, upon which shall have been printed, painted, attached or otherwise placed a representation of any such flag, standard, color or ensign, to advertise, call attention to, decorate, mark or distinguish, for the purpose of sale, barter or trade, the article or substance on which so placed; or publicly or privately mutilates, defaces, defiles or tramples upon, or casts contempt either by words or act upon, any such flag, standard, color or ensign, is guilty of a misdemeanor, and upon conviction, shall be sentenced to pay a fine not exceeding [two hundred dollars (\$200),] one thousand dollars (\$1,000), or undergo imprisonment for not more than [six (6) months] one (1) year, or both.

The words, flag, standard, color, or ensign, as used in this section, shall include any flag, standard, color, ensign, or any picture or representation of either thereof, made of any substance or represented on any substance, and of any size, evidently purporting to be either of said flag, standard, color or ensign of the United States of America or of this State, or a picture or a representation of either thereof, upon which shall be shown the colors, or any color, or any combination of colors, or either the stars or the stripes, or the stars and the stripes, in any number of either thereof, or anything which the person seeing the same, without deliberation, may believe the same to represent the flag, colors, standard, or ensign of the United States, or of this State.

This section does not apply to any act permitted by the statute of the United States of America, or by the United States army and navy regulations; nor in case where the Government of the United States has granted the use of such flag, standard, color, or ensign as a trademark; nor does it apply to a newspaper, periodical, book, pamphlet, circular, certificate, diploma, warrant, or commission of appointment to office, ornamental picture, or badges, or stationery for use in correspondence, on any of which shall be printed, painted, or placed said flag, or representation thereof, disconnected from any advertisement for the purpose of sale, barter, or trade; nor does it apply to any patriotic or political demonstration or decorations.

Section 2. This act shall take effect immediately.

APPROVED—The 8th day of August, A. D. 1967.

RAYMOND P. SHAFER

No. 66

AN ACT

HB 1414

Amending the act of August 24, 1951 (P. L. 1304), entitled, as amended, "An act to improve local health administration throughout the Commonwealth by authorizing

the creation, establishment and administration of single-county or joint-county departments of health in all counties; exempting certain municipalities from the jurisdiction of single-county or joint-county departments of health; permitting the dissolution of departments or boards of health in certain municipalities; authorizing State grants to counties which establish departments of health and to certain municipalities if they meet prescribed requirements; conferring powers and duties upon the State Department of Health in connection with the creation, establishment and administration of single-county or joint-county departments of health and administration of the health laws in parts of certain municipalities not subject to the jurisdiction of single-county or joint-county departments of health, and the administration of State grants; and repealing an act which confers health powers upon counties of the first class," giving jurisdiction over violations of this act or of rules and regulations of a county department of health to police magistrates of cities of the second class.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 27, act of August 24, 1951 (P. L. 1304), known as the "Local Health Administration Law," is amended to read:

Section 27. Penalties.—Any person who violates any of the provisions of this act or any rule or regulation of the county department of health, or who interferes with a health director or any other agent of a county department of health in the discharge of his official duties, shall, for every such offense, upon conviction thereof in a summary proceeding before any alderman or justice of the peace of the county wherein said offense was committed, or before any police magistrate if such offense be committed in a city of the second class, be sentenced

to pay a fine of not more than one hundred dollars (\$100.00), to be paid to the use of said county, together with costs, or to be imprisoned in the county jail for a period of not more than thirty (30) days, or both, at the discretion of the court. All prosecutions shall be brought in the name of the county wherein the alleged offense is committed.

Fines and penalties recovered under this section shall be in addition to any costs recovered for the abatement of nuisances under section 12 (d) of this act.

Section 2. This act shall take effect immediately.

APPROVED—The 11th day of August, A. D. 1967.

RAYMOND P. SHAFER

No. 67

AN ACT

HB 1415

Amending the act of June 16, 1891 (P. L. 303), entitled "An act relating to and defining the powers and duties of police magistrates in cities of the second class," giving jurisdiction to police magistrates over violations of laws, ordinances, rules and regulations relating to housing and health administered and enforced by a county department of health where said violations take place within a city of the second class.