

No. 63

## AN ACT

Amending the act of June twenty-four, one thousand nine hundred thirty-nine (Pamphlet Laws 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," prohibiting the unauthorized wearing of insignia of The Italian-American World War Veterans of the United States Incorporated, Department of Pennsylvania, including such organization among those whose members may wear military uniforms for certain purposes; and making certain corrections.

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

"The Penal Code."

Section 1. Sections eight hundred eighty-nine and eight hundred ninety-one, act of June twenty-four, one thousand nine hundred thirty-nine (Pamphlet Laws 872), known as "The Penal Code," amended June twenty-nine, one thousand nine hundred fifty-three (Pamphlet Laws 302), are amended to read:

Sections 889 and 891, act of June 24, 1939, P. L. 872, amended June 29, 1953, P. L. 302, further amended.

Section 889. Illegally Wearing Military Insignia.—Whoever wilfully wears the insignia, badge, shield or button of the Loyal Legion of the United States, or the Grand Army of the Republic, or the Union Veteran Legion, or the Order Sons of Veterans, or the Spanish-American War Veterans, or the Society of Spanish-American or Philippine Wars, or the American Legion, or the Veterans of Foreign Wars of the United States, or the Disabled American Veterans of the World War, or the American Veterans of World War II (AMVETS), or the Marine Corps League, or *The Italian-American World War Veterans of the United States Incorporated, Department of Pennsylvania*, or the Air Force Association, or the Civil Air Patrol, or the official decorations of any said organizations, or uses the same to obtain aid or assistance, unless he is entitled to use or wear the same under the constitution and by-laws, rules and \*regulations of such organizations, is guilty of a misdemeanor, and upon conviction, shall be sentenced to pay a fine not to exceed one hundred dollars (\$100), or be imprisoned for a period not to exceed sixty (60) days, or both.

Section 891. Illegally Wearing Military Uniform.—Whoever wears the uniform, or any distinctive part thereof, of the United States Army, Navy, Marine Corps, Revenue Cutter Service, [or] Coast Guard, or Civil Air Patrol, or of the National Guard, while soliciting alms, or while engaged for personal profit in selling merchandise, or taking orders for the same, or while engaged for personal profit in seeking or receiving contributions in support of any cause, enterprise or undertaking, or while engaged in soliciting or receiving subscriptions to any

\* "regulation" in original.

book, paper or magazine, unless said wearer is a duly authorized solicitor of the Grand Army of the Republic, the United Spanish War Veterans, the Veterans of Foreign Wars of the United States, the American Legion, [or] the Disabled American Veterans of the World War, [or] the American Veterans of World War II (Amvets), [or] the Marine Corps League, [or] the Civil Air Patrol, *The Italian-American World War Veterans of the United States Incorporated, Department of Pennsylvania*, or any local branch, camp or post thereof, is guilty of a misdemeanor, and upon conviction thereof, shall be sentenced to pay a fine not exceeding one hundred dollars (\$100), or undergo imprisonment for not more than two (2) months, or both.

This section shall not apply to any member of the United States Army, Navy, Marine Corps, Revenue Cutter Service, or Coast Guard, or to any member of the National Guard or the Civil Air Patrol, while in service.

Section 2. Section eight hundred ninety-two of the act, amended June twenty-five, one thousand nine hundred forty-seven ( Pamphlet Laws 969), is amended to read:

Section 892,  
amended June 25,  
1947, P. L. 969,  
further amended.

Section 892. Illegal Sale of Veterans' Flowers. — Whoever imitates, sells or offers to sell the labeled artificial flowers of the American Legion, Veterans of Foreign \*Wars, Spanish-American War Veterans, American War Mothers, Disabled American Veterans of the World War, [and] the American Veterans of World War II [(Amvets)], (*AMVETS*), and the Marine Corps League namely the poppy, the buddy poppy, carnation, American War Mothers' carnation, the forget-me-not, the four leaf white clover and the poinsettia, except on the day or days designated or appointed by the respective veterans' organizations to conduct such sales, shall, upon conviction, in a summary proceeding, be sentenced to pay a fine of not more than fifty dollars (\$50), and in default of the payment of such fine, and costs, shall be sentenced to imprisonment for ten (10) days.

APPROVED—The 28th day of June, A. D. 1955.

GEORGE M. LEADER

\* "War" in original.