

(1) IN A MANNER INTENDED TO INCITE OR PRODUCE AN IMMEDIATE BREACH OF THE PEACE; AND

(2) UNDER CIRCUMSTANCES LIKELY TO INCITE OR PRODUCE AN IMMEDIATE BREACH OF THE PEACE.

~~(D) EXCEPT TO PROVE INTENT, A COMMUNICATION MADE IN CONNECTION WITH AN ALLEGED DESTRUCTION, MUTILATION, OR BURNING OF A FLAG IS NOT ADMISSIBLE IN EVIDENCE IN A PROCEEDING TO PROVE A VIOLATION OF THIS SECTION.~~

~~(D) A PERSON MAY NOT USE A FLAG IN A MANNER INTENDED TO INCITE A BREACH OF THE PEACE.~~

85.

Any violation of § 82 shall be a misdemeanor and punishable by a fine of not more than five hundred dollars. Any violation of § 83 shall be punishable by a fine of not more than one thousand dollars, or by imprisonment for not more than one year, or by both fine and imprisonment, in the discretion of the court.

SECTION 2. AND BE IT FURTHER ENACTED, That if any provision of this Act or the application thereof to any person or circumstance is held invalid for any reason in a court of competent jurisdiction, the invalidity does not affect other provisions or any other application of this Act which can be given effect without the invalid provision or application, and for this purpose the provisions of this Act are declared severable.

SECTION 2. 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1990.

Approved May 29, 1990.

CHAPTER 423

(Senate Bill 6)

AN ACT concerning

Fire Safety – Smoke Detectors

FOR the purpose of expanding certain provisions of law relating to smoke detectors by requiring the installation of smoke detectors that operate by battery and on an alternating current (AC) primary source of electric power in certain residential dwellings designed to be occupied by one or more families and for which a building permit for new construction is issued on or after a certain date; expanding the authority of certain local authorities to enforce the smoke detector installation requirements provided by this Act; specifying that a certain requirement of this Act does not prohibit counties from enacting more stringent standards; ~~clarifying~~ altering the source of a certain definition used for specifying the location of a smoke detector under certain circumstances; and generally