

PUBLIC DISORDER

723.1 Riot.

A riot is three or more persons assembled together in a violent manner, to the disturbance of others, and with any use of unlawful force or violence by them or any of them against another person, or causing property damage. A person who willingly joins in or remains a part of a riot, knowing or having reasonable grounds to believe that it is such, commits an aggravated misdemeanor.

[C51, § 2740, 2741, 2743; R60, § 4388, 4389, 4391; C73, § 4067, 4068, 4070; C97, § 5031, 5032, 5035; C24, 27, 31, 35, 39, § **13340, 13341, 13347**; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, § 743.2, 743.3, 743.9; C79, 81, § 723.1]

723.2 Unlawful assembly.

An unlawful assembly is three or more persons assembled together, with them or any of them acting in a violent manner, and with intent that they or any of them will commit a public offense. A person who willingly joins in or remains a part of an unlawful assembly, knowing or having reasonable grounds to believe that it is such, commits a simple misdemeanor.

[C51, § 2739, 2741; R60, § 4387, 4389; C73, § 4066, 4068; C97, § 5030, 5032; C24, 27, 31, 35, 39, § **13339, 13341**; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, § 743.1, 743.3; C79, 81, § 723.2]

723.3 Failure to disperse.

A peace officer may order the participants in a riot or unlawful assembly or persons in the immediate vicinity of a riot or unlawful assembly to disperse. Any person within hearing distance of such command, who refuses to obey, commits a simple misdemeanor.

[C51, § 2797, 2798, 2801; R60, § 4493, 4494, 4497; C73, § 4149, 4150, 4153; C97, § 5147, 5148, 5151; C24, 27, 31, 35, 39, § **13342, 13343, 13346**; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, § 743.4, 743.5, 743.8; C79, 81, § 723.3]

723.4 Disorderly conduct.

A person commits a simple misdemeanor when the person does any of the following:

1. Engages in fighting or violent behavior in any public place or in or near any lawful assembly of persons, provided, that participants in athletic contests may engage in such conduct which is reasonably related to that sport.
2. Makes loud and raucous noise in the vicinity of any residence or public building which causes unreasonable distress to the occupants thereof.
3. Directs abusive epithets or makes any threatening gesture which the person knows or reasonably should know is likely to provoke a violent reaction by another.
4. Without lawful authority or color of authority, the person disturbs any lawful assembly or meeting of persons by conduct intended to disrupt the meeting or assembly.
5. By words or action, initiates or circulates a report or warning of fire, epidemic, or other catastrophe, knowing such report to be false or such warning to be baseless.

6. Knowingly and publicly uses the flag of the United States in such a manner as to show disrespect for the flag as a symbol of the United States, with the intent or reasonable expectation that such use will provoke or encourage another to commit a public offense.

7. Without authority or justification, the person obstructs any street, sidewalk, highway, or other public way, with the intent to prevent or hinder its lawful use by others.

[C51, § 2718, 2738, 2742; R60, § 1768, 4360, 4386, 4390; C73, § 1566, 4023, 4065, 4069; C97, § 2468, 4959, 5029, 5033, 5034; S13, § 2468, 5034; C24, 27, 31, 35, 39, § **13110, 13111, 13221, 13226, 13348, 13349**; C46, 50, 54, 58, 62, 66, § 714.31, 714.32, 727.1, 728.1, 744.1, 744.2; C71, 73, 75, 77, § 714.31, 714.32, 714.42, 727.1, 728.1, 744.1, 744.2; C79, 81, § 723.4]

88 Acts, ch 1093, §1