

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
108TH LEGISLATURE  
FIRST REGULAR SESSION

(Filing No. H-763)

HOUSE AMENDMENT "F" to H.P. 1661, L.D. 1857, Bill,  
"AN ACT to Prevent the Display of Adult Magazines to Minors."

Amend the Bill by striking out everything after the  
enacting clause and inserting in its place the following:

'17 MRSA §2906 is enacted to read:

§2906. Magazines containing nudity not to be displayed to  
minors

1. Prohibition. No book, magazine or newspaper  
containing nudity on the cover and offered for sale at  
retail outlets, shall be wholesaled or otherwise distributed  
to retail outlets within the State, unless the nudity  
depicted on the cover is covered with an opaque material  
sufficient to prevent the nudity from being visible.

2. Prohibition; / No book, magazine or newspaper  
containing nudity on the cover and shipped by any means  
into the State from out-of-state distributors direct to  
retail outlets within the State for retail sale,  
shall be displayed in a location accessible to minors  
unless the nudity depicted on the cover is covered with an  
opaque material sufficient to prevent the nudity from being  
visible.

3. Nudity defined. For purposes of this section,  
"nudity" means any visual representation by photographic  
or other means, showing the human male or female genitals,  
pubic area or buttocks with less than a full opaque covering,  
or the showing of the adult female breasts with less than  
a full opaque covering on any portion thereof below the top

of the nipple, or the depiction of covered male genitals  
in a discernably turgid state.

4. Civil violation. Any person violating subsection  
1 and 2 shall be subject to a forfeiture of not more than  
\$250.'

Statement of Fact

This amendment controls the visibility of nudity from both in-state and out-of-state sources. The amendment also removes portions of the original bill which regulate nudity contained on the inside pages of a book, magazine or newspaper.

Filed by Mr. McKean of Limestone.

Reproduced and distributed under the direction of the Clerk of the House.  
6/20/77

(Filing No. H-763)