

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with
the Revised Statutes of 1954, Chapter 10, Section 27, Subsection VI.

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1961

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the One Hundredth Legislature

1961

Chapter 260

AN ACT Relating to Distribution of Obscene Literature to Minors.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., c. 134, § 24, amended. Section 24 of chapter 134 of the Revised Statutes, as repealed and replaced by section 1 of chapter 321 of the public laws of 1957 and as amended by chapter 279 of the public laws of 1959, is further amended to read as follows:

'Sec. 24. Distribution and sale of publications or film depicting sadism, lust, etc. Whoever sells, rents, displays for sale, loans, gives or distributes to any person or offers for sale to such a person or has in his possession, actual or constructive, any pamphlet, magazine, comic book, picture, picture book or film which contains illustrations of sadism, masochism, sexual perversion, bestiality or lust, or obscenity, indecency or immorality, shall be punished by a fine of not more than \$1,000 or by imprisonment for not more than ~~30 days or by fine of not more than \$50~~ 11 months. Under this section it shall be necessary to prove that the defendant knows, or by the exercise of reasonable diligence should know, of the offensive picture contained in the literature involved. This section shall not apply to any medical examiner, county attorney, state attorney, police officer, sheriff or physician while in the performance of their professional or official duties.'

Sec. 2. R. S., c. 134, § 27, amended. Section 27 of chapter 134 of the Revised Statutes, as amended by section 2 of chapter 321 of the public laws of 1957, is further amended to read as follows:

'Sec. 27. Circulation among minors of obscene pictures or magazines; jurisdiction. Whoever circulates, posts or causes to be circulated or posted in any conspicuous or public place any magazine, picture, handbill or poster containing obscene, indecent or immoral representations; or in any manner hires, uses or employs any minor to sell or give away, or in any manner to distribute, or who, having the care, custody or control of any minor, permits such minor to sell or give away, or in any manner to distribute any book, magazine, pamphlet or newspaper as described in this section shall be punished by a fine of not ~~less than \$50 or more than \$100~~ \$1,000, or by imprisonment for not more than 11 months, or by both. Trial justices within their county shall have, by complaint, jurisdiction of the offenses mentioned in this section, original and concurrent with municipal courts and the Superior Court.'

Effective September 16, 1961

Chapter 261

AN ACT Relating to Initial, Digital and Antique Motor Vehicle Registration Plates.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., c. 22, § 13, amended. The 5th paragraph of section 13 of chapter 22 of the Revised Statutes, as enacted by section 2 of chapter 351 of the public laws of 1955, is repealed and the following enacted in place thereof: