

# 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  
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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the One Hundredth Legislature

**1961**

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 R. S., c. 134, § 24, amended.** Section 24 of chapter 134 of the Revised Statutes, as repealed and replaced by section 1 of chapter 321 of the public laws of 1957 and as amended by chapter 279 of the public laws of 1959, is further amended to read as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

'The Secretary of State is authorized to design and to issue registration plates for antique motor vehicles. The fee for the registration of an antique motor vehicle shall be \$7.50.'

Sec. 2. R. S., c. 22, § 34-A, additional. Chapter 22 of the Revised Statutes is amended by adding a new section 34-A, to read as follows:

'Sec. 34-A. Initial plates. The Secretary of State is authorized to design and to issue, under such regulations as he shall deem appropriate, initial type registration plates or combination of initials and numeric type registration plates to be used on passenger motor vehicles or motor vehicles of the stationwagon type in lieu of other numeric type registration plates. Such plates shall be of such design and shall bear such letters or letters and numbers as the Secretary of State shall prescribe, but there shall be no duplication of identification.

The registration plates so provided shall be issued only upon application therefor, and upon payment of a service fee of \$10 for plates issued originally, to any applicant, during the period of the first 5 years of a semi-permanent plate program; and a service fee of \$5, annually, for each succeeding year of a semi-permanent plate program shall be paid for the renewal of such plates. The service fee of \$10 paid, for plates issued originally, shall apply to the year for which application is made and to the last year of such semi-permanent plate program. A service fee of \$5 shall be paid when application is made for the last year only of the semi-permanent plate program. The service fee is to be in addition to the regular motor vehicle registration fee as prescribed by law for the particular vehicle. The amount received from such service fee shall be credited to the General Highway Fund and there shall be allocated annually from the General Highway Fund a sum sufficient to defray the cost of this program.

Applications for registration plates as prescribed above, pertaining to owners of passenger vehicles or motor vehicles of the stationwagon type who are residents of this State and who own an unrevoked and unexpired official amateur radio station license issued by the Federal Communications Commission, except those licensed as novices, by the Federal Communications Commission, shall be accompanied by a notarized proof of ownership of such amateur radio station license. Registration plates issued under this paragraph shall be inscribed with the official amateur radio call letters of such applicant as assigned by the Federal Communications Commission.

Application for such registration plates shall be received in the office of the Secretary of State by November 1st of each year preceding the issuance or renewal of such plates.'

Sec. 3. Effective date. The provisions of this act shall become effective with the registration year 1962.