

§2912. Magazines containing obscene material on their covers not to be displayed to minors

1. Prohibition. No book, magazine or newspaper containing obscene material on its cover and offered for sale may be displayed in a location accessible to minors unless the cover of that book, magazine or newspaper is covered with an opaque material sufficient to prevent the obscene material from being visible.

[RR 2009, c. 2, §37 (COR).]

2. Definitions. For purposes of this section, the following terms shall have the following meanings.

A. "Minor" means any person who has not attained his 18th birthday. [PL 1979, c. 127, §123 (NEW).]

B. "Obscene material" means material which:

(1) To the average individual applying contemporary community standards with respect to what is suitable material for minors, considered as a whole, appeals to prurient interests;

(2) Depicts or describes in a patently offensive manner, ultimate sexual acts, excretory functions, masturbation or lewd exhibition of the genitals; and

(3) When considered as a whole, lacks serious literary, artistic, political or scientific value.

[PL 1983, c. 300, §6 (AMD).]

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3. Civil violation. Any person violating this section shall be subject to a forfeiture of not more than \$250.

[PL 1979, c. 127, §123 (NEW).]

SECTION HISTORY

PL 1979, c. 127, §123 (NEW). PL 1983, c. 300, §6 (AMD). RR 2009, c. 2, §37 (COR).

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