

CHAPTER 242

(Senate Bill 22)

AN ACT concerning

Public Display - Minors Law

FOR the purpose of altering the mental element which makes it a crime to display certain material to minors at certain locations.

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments
Section 419(a)
Annotated Code of Maryland
(1976 Replacement Volume and 1981 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland read(s) as follows:

Article 27 - Crimes and Punishments

419.

(a) (1) A person may not willfully or knowingly engage in the business of selling, showing, advertising for sale, or distributing to any person under the age of 18 years any still picture, photograph, book, pocket book, pamphlet, or magazine the cover or content of which is principally made up of descriptions or depictions of illicit sex, or which consists of pictures of nude or partially denuded figures posed or presented in a manner which an average person applying contemporary community standards would find, taken as a whole, appeals to prurient interest and lacks serious literary, artistic, political or scientific value.

(2) An owner, operator, franchisee, manager, or any employee with managerial responsibility of a newsstand or any other place of business may not ~~if openly~~ AND KNOWINGLY display at the newsstand or other place of business, if it is frequented by persons under the age of 18 years, any of the items whose sale, showing, or advertising is prohibited by paragraph (1) of this subsection.

(3) Violation of this section is a misdemeanor.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1982.