
By: **Delegates Bartlett, Amedori, Hecht, McKee, Donoghue, Shank, Stull,
Boschert, Stocksdale, Finifter, and Glassman**

Introduced and read first time: February 11, 1999

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Correctional Facilities - Sexually Explicit Materials - Sale, Rental, and**
3 **Distribution - Prohibited**

4 FOR the purpose of authorizing the managing official of a State or local correctional
5 facility to prohibit the sale, rental, and distribution of certain types of sexually
6 explicit material in a correctional facility; defining a certain term; and generally
7 relating to State and local correctional facilities.

8 BY adding to

9 Article - Correctional Services

10 Section 9-612

11 Annotated Code of Maryland

12 (As enacted by Chapter _____ (H.B. 11) of the Acts of the General Assembly of
13 1999)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article - Correctional Services**

17 9-612.

18 (A) IN THIS SECTION, "SEXUALLY EXPLICIT MATERIAL" MEANS AN
19 AUDIOTAPE, FILM, VIDEOTAPE, PHOTOGRAPH, OR OTHER AUDIO OR VISUAL
20 REPRESENTATION, PRODUCED IN ANY MEDIUM, THE DOMINANT THEME OF WHICH
21 DEPICTS OR DESCRIBES NUDITY, INCLUDING SEXUAL OR EXCRETORY ACTIVITIES OR
22 ORGANS, IN A LASCIVIOUS WAY.

23 (B) THE MANAGING OFFICIAL OF A STATE OR LOCAL CORRECTIONAL
24 FACILITY MAY PROHIBIT THE SALE, RENTAL, AND DISTRIBUTION OF SEXUALLY
25 EXPLICIT MATERIAL IN THE CORRECTIONAL FACILITY.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 October 1, 1999.

