

**Maine Legislature**  
**Joint Standing Committee on Judiciary**  
***An Act to Prevent Predatory Marketing Practices against Minors***  
**Notice of Comment Period on PL 2009, C. 230**

Maine Senate President Elizabeth Mitchell and Speaker of the House Hannah Pingree have directed the Joint Standing Committee on Judiciary to review the language of Public Law 2009, chapter 230 (LD 1183), *An Act to Prevent Predatory Marketing Practices against Minors*, in light of concerns raised by the Maine Independent Colleges Association, the Maine Press Association, NetChoice, Reed Elsevier and others, relating to first amendment rights of minors, the Commerce Clause and conflicts with federal laws to protect minors. The text of PL 2009, c. 230 can be accessed online:

<http://janus.state.me.us/legis/ros/lom/LOM124th/124R1/PUBLIC230.asp>.

The Federal District Court for the District of Maine issued a stipulated order of dismissal on September 9, 2009. The order included the Maine Attorney General's acknowledgment of concerns over the substantial overbreadth of the statute and the implications it has on the exercise of First Amendment rights. Chief United States District Judge John A. Woodcock noted that the Maine Legislature will be reconsidering the statute when the Legislature reconvenes. The lawsuit has been dismissed without prejudice.

The Judiciary Committee has scheduled a meeting on Thursday, October 15, to take up these issues. The Judiciary Committee requests that anyone interested in addressing the Judiciary Committee concerning issues raised by Public Law 2009, chapter 230 and suggesting possible solutions to please submit comments in writing by October 8, 2009.

Paper copies (please include 20 copies) may be mailed to:

Judiciary Committee  
c/o OPLA  
13 State House Station  
Augusta, Maine 04333

Electronic copies may be e-mailed to:

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If you have questions, please contact:

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The Judiciary Committee will make the agenda available as soon as possible.