

SUBSTITUTE FOR
HOUSE BILL NO. 5854

A bill to amend 1964 PA 286, entitled

"An act to provide for the organization, powers, and duties of the state transportation commission and the state transportation department; to provide for the appointment, powers, and duties of the state transportation director; to abolish the office of state highway commissioner and the commissioner's advisory board and to transfer their powers and duties; to provide for penalties and remedies; and to repeal certain acts and parts of acts,"

(MCL 247.801 to 247.816) by adding section 6b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 6B. (1) THE DIRECTOR OR THE COMMISSION MAY AUTHORIZE A
2 PERSON ENGAGED IN THE PRODUCTION OF A FILM IN THIS STATE TO USE
3 WITHOUT CHARGE PROPERTY OWNED BY OR UNDER THE CONTROL OF THE
4 COMMISSION FOR THE PURPOSE OF PRODUCING A FILM UNDER TERMS AND
5 CONDITIONS ESTABLISHED BY THE DIRECTOR OR COMMISSION. THE ECONOMIC
6 AND OTHER BENEFITS TO THIS STATE OF FILM PRODUCTION LOCATED IN THIS
7 STATE SHALL BE DEEMED TO BE THE VALUE RECEIVED BY THIS STATE IN
8 EXCHANGE FOR THE USE OF PROPERTY UNDER THIS SECTION.

House Bill No. 5854 as amended March 19, 2008

1 (2) THE DIRECTOR OR THE COMMISSION SHALL NOT AUTHORIZE THE USE
2 OF PROPERTY OWNED BY OR UNDER THE CONTROL OF THE COMMISSION FOR THE
3 PRODUCTION OF A FILM THAT INCLUDES OBSCENE MATTER OR AN OBSCENE
4 PERFORMANCE OR FOR A PRODUCTION FOR WHICH RECORDS ARE REQUIRED TO
 BE MAINTAINED WITH RESPECT TO ANY PERFORMER UNDER 18 USC <<2257>>.

5 (3) THE DEPARTMENT AND THE COMMISSION SHALL COOPERATE WITH THE
6 MICHIGAN FILM OFFICE IN PROVIDING THE OFFICE WITH INFORMATION ABOUT
7 POTENTIAL FILM LOCATIONS OWNED BY OR UNDER THE CONTROL OF THE
8 COMMISSION AND THE USE OF PROPERTY OWNED BY OR UNDER THE CONTROL OF
9 THE COMMISSION.

10 (4) AS USED IN THIS SECTION:

11 (A) "FILM" MEANS SINGLE MEDIA OR MULTIMEDIA ENTERTAINMENT
12 CONTENT FOR DISTRIBUTION OR EXHIBITION TO THE GENERAL PUBLIC BY ANY
13 MEANS AND MEDIA IN ANY DIGITAL MEDIA FORMAT, FILM, OR VIDEOTAPE,
14 INCLUDING, BUT NOT LIMITED TO, A MOTION PICTURE, A DOCUMENTARY, A
15 TELEVISION SERIES, A TELEVISION MINISERIES, A TELEVISION SPECIAL,
16 INTERSTITIAL TELEVISION PROGRAMMING, LONG-FORM TELEVISION,
17 INTERACTIVE TELEVISION, MUSIC VIDEOS, INTERACTIVE GAMES, VIDEO
18 GAMES, COMMERCIALS, INTERNET PROGRAMMING, AN INTERNET VIDEO, A
19 SOUND RECORDING, A VIDEO, DIGITAL ANIMATION, OR AN INTERACTIVE
20 WEBSITE.

21 (B) "MICHIGAN FILM OFFICE" MEANS THE OFFICE CREATED UNDER
22 CHAPTER 2A OF THE MICHIGAN STRATEGIC FUND ACT, 1984 PA 270, MCL
23 125.2029 TO 125.2029G.

24 (C) "OBSCENE MATTER OR AN OBSCENE PERFORMANCE" MEANS MATTER
25 DESCRIBED IN 1984 PA 343, MCL 752.361 TO 752.374.