

HOUSE BILL No. 5853

February 28, 2008, Introduced by Reps. Kathleen Law, Meisner, Huizenga, Hammon, Johnson, Miller, Byrnes, Leland, Condino, Griffin, Robert Jones, Corriveau, Polidori, Gonzales, Espinoza, Brown, Simpson, Donigan, Gillard, Amos, Valentine, Spade, Meadows, Hammel, Casperson, McDowell, Dean, Rick Jones, Bauer, Bieda, Byrum, Ebli, Angerer, Proos, Nofs, Accavitti, Palsrok, Clemente, Hansen, Jackson, Lemmons, Vagnozzi, Lindberg, Clack, Sak, Constan, Knollenberg and Young and referred to the Committee on Commerce.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
(MCL 324.101 to 324.90106) by adding section 512.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 512. (1) THE DIRECTOR MAY AUTHORIZE A PERSON ENGAGED IN
2 THE PRODUCTION OF A FILM IN THIS STATE TO USE WITHOUT CHARGE
3 PROPERTY OWNED OR UNDER THE CONTROL OF THE DEPARTMENT FOR THE
4 PURPOSE OF PRODUCING A FILM UNDER TERMS AND CONDITIONS ESTABLISHED
5 BY THE DIRECTOR. THE ECONOMIC AND OTHER BENEFITS TO THIS STATE OF
6 FILM PRODUCTION LOCATED IN THIS STATE SHALL BE DEEMED TO BE THE
7 VALUE RECEIVED BY THE DEPARTMENT IN EXCHANGE FOR THE USE OF
8 PROPERTY UNDER THIS SECTION.

1 (2) THE DIRECTOR OR THE COMMISSION SHALL NOT AUTHORIZE THE USE
2 OF PROPERTY OWNED OR UNDER THE CONTROL OF THE DEPARTMENT 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
5 BE MAINTAINED WITH RESPECT TO ANY PERFORMER UNDER 18 USC 2257.

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

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 MICHIGAN FILM OFFICE
22 CREATED IN SECTION 29A OF THE MICHIGAN STRATEGIC FUND ACT, 1984 PA
23 270, MCL 125.2029A.

24 (C) "OBSCENE" MEANS THAT TERM AS DEFINED IN SECTION 2 OF 1984
25 PA 343, MCL 752.362.