

**METROPOLITAN COUNCILS ACT (EXCERPT)**  
**Act 292 of 1989**

**124.693 Definitions; MCL 124.693 to 124.713.**

Sec. 43.

As used in sections 43 through 63:

- (a) "Articles" means a council's articles of incorporation provided for in section 45.
- (b) "Council" means a metropolitan region council established pursuant to this act.
- (c) "Council area" means the actual territory of the counties participating in the metropolitan region.
- (d) "Largest" means, if used in reference to a county, the county having the greatest population.
- (e) "Obscene" means material that meets the following criteria:
  - (i) When examined in its totality, the material appeals to a prurient interest.
  - (ii) The material depicts or describes, in a patently offensive way, sexual conduct specifically defined by state law.
  - (iii) When examined in its totality, the material lacks serious literary, artistic, political, or scientific value.
- (f) "Participating", if used in reference to a qualified county, means 1 of the following:
  - (i) After formation of a metropolitan region council, a qualified county that has joined in the formation of the council or been added to the council pursuant to section 51 and that has not withdrawn pursuant to section 63.
  - (ii) Before formation of a metropolitan region council, a qualified county named in the articles of incorporation as a participating qualified county.
- (g) "Qualified city" means a city that meets all of the following conditions:
  - (i) The city is located in a participating qualified county.
  - (ii) The city owns 2 or more regional cultural institutions.
  - (iii) The city has a population of not less than 700,000 persons according to the most recent federal decennial census.
- (h) "Qualified county" means a county that meets the following requirements:
  - (i) The county has a population of not less than 780,000 according to the most recent federal decennial census.
  - (ii) The county has a qualified city within its geographic boundaries, or is contiguous to a county with a qualified city.
- (i) "Regional cultural institution" means a structure, fixture, or activity provided by a tax exempt entity that has been in existence for at least 18 consecutive months before becoming eligible for funding under this chapter. "Regional cultural institution" may include a zoological institute; a science center, whether or not it is affiliated with a private educational institution; a public broadcast station as defined by section 397 of subpart E of part IV of title III of the communications act of 1934, 47 U.S.C. 397, whether or not the public broadcast station is affiliated with an institution of higher education; a museum, whether or not it is affiliated with a private educational institution; a historical center; a performing arts center; a visual or performance art instruction center affiliated with an independent institution of higher education in the arts; an orchestra; a chorus; a chorale; or an opera theater. "Regional cultural institution" does not include a professional sports arena or stadium; a labor organization; a political organization; a library; a public, private, or charter school; or an exhibition, performance, or presentation that is obscene.
- (j) "Tax exempt entity" means any of the following:
  - (i) An organization exempt from taxation under section 501(c) of the internal revenue code of 1986.
  - (ii) An entity or division owned by an organization described in subparagraph (i).
  - (iii) An entity owned by a township, city, village, community college, state university, or any other public body that is not a public school, charter school, or public school academy.

**History:** Add. 1998, Act 375, Imd. Eff. Oct. 20, 1998