



SENATE BILL No. 1060

July 3, 1996, Introduced by Senators HOFFMAN, NORTH, SHUGARS and HART and referred to the Committee on Judiciary.

A bill to amend Act No. 118 of the Public Acts of 1893, entitled as amended

"An act to revise and consolidate the laws relative to state prisons, to state houses of correction, and branches of state prisons and reformatories, and the government and discipline thereof and to repeal all acts inconsistent therewith,"

as amended, being sections 800.33 to 800.61 of the Michigan Compiled Laws, by adding section 43.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 118 of the Public Acts of 1893, as
2 amended, being sections 800.33 to 800.61 of the Michigan Compiled
3 Laws, is amended by adding section 43 to read as follows:

4 SEC. 43. A PRISONER IN A CORRECTIONAL FACILITY SHALL NOT
5 RECEIVE OR HAVE IN HIS OR HER LIVING AREA ANY SEXUALLY EXPLICIT
6 MATTER. AS USED IN THIS SECTION:

1 (A) "SEXUALLY EXPLICIT MATTER" MEANS SEXUALLY EXPLICIT
2 VISUAL MATERIAL OR SEXUALLY EXPLICIT VERBAL MATERIAL.

3 (B) "SEXUALLY EXPLICIT VERBAL MATERIAL" MEANS A BOOK, PAM-
4 PHLET, MAGAZINE, PRINTED MATTER REPRODUCED IN ANY MANNER, OR
5 SOUND RECORDING WHICH CONTAINS AN EXPLICIT AND DETAILED VERBAL
6 DESCRIPTION OR NARRATIVE ACCOUNT OF SEXUAL EXCITEMENT, EROTIC
7 FONDLING, SEXUAL INTERCOURSE, OR SADOMASOCHISTIC ABUSE.

8 (C) "SEXUALLY EXPLICIT VISUAL MATERIAL" MEANS A PICTURE,
9 PHOTOGRAPH, DRAWING, MOTION PICTURE FILM, OR SIMILAR VISUAL REP-
10 RESENTATION WHICH DEPICTS NUDITY, SEXUAL EXCITEMENT, EROTIC FOND-
11 LING, SEXUAL INTERCOURSE, OR SADOMASOCHISTIC ABUSE, OR A BOOK,
12 MAGAZINE, OR PAMPHLET WHICH CONTAINS SUCH A VISUAL
13 REPRESENTATION.