

Senate Fiscal Agency  
P. O. Box 30036  
Lansing, Michigan 48909-7536

**SFA****BILL ANALYSIS**

Telephone: (517) 373-5383  
Fax: (517) 373-1986  
TDD: (517) 373-0543

Senate Bill 239 (as introduced 2-3-99)  
Sponsor: Senator Dale L. Shugars  
Committee: Local, Urban and State Affairs

Date Completed: 3-15-99

### **CONTENT**

**The bill would create a new Act to provide that tickets and advertisements for a musical performance would have to contain a specified parental advisory, if during the five years prior to the performance date, the performer had released a recording containing a parental advisory label and that recorded music were to be performed at the music venue. The bill would establish misdemeanor penalties for violations of the bill, and specifies that it would take effect 60 days after enactment.**

If a performer's recorded music were to be performed at a music venue and if, during the five years prior to the performance date, the performer had released recorded music containing a parental advisory label as to the recorded music's content, the owner or operator of the music venue, the promoter of the performance, and others responsible for organizing or advertising the performance would have to comply with all of the following:

- Tickets and print advertisements for the performance at the music venue would have to contain, in boldfaced print, the advisory that was stated on the parental advisory label.
- Television, radio, or other electronic advertisements for the performance would have to contain the parental advisory. If the advisory were written, it would have to be in boldfaced print.

A person would be guilty of a misdemeanor punishable by imprisonment for not more than 90 days and/or a fine of \$5,000 for violating the bill.

("Music venue" would mean a commercial venue where live music performances were held.)

Legislative Analyst: L. Arasim

### **FISCAL IMPACT**

The bill would have an indeterminate fiscal impact on local government.

There are no data to indicate how many people may be convicted of the misdemeanor of failing to provide parental advisories on concert materials. To the extent that the bill would create a misdemeanor punishable by not more than 90 days in jail and/or a fine of \$5,000, local government would incur the cost of incarceration or receive the fine revenue. Local costs of incarceration vary among counties.

Fiscal Analyst: K. Firestone

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