

# SENATE BILL No. 464

May 5, 2005, Introduced by Senators TOY and CROPSEY and referred to the Committee on Judiciary.

A bill to amend 1978 PA 33, entitled

"An act to prohibit the dissemination, exhibiting, or displaying of certain sexually explicit matter to minors; to prohibit certain misrepresentations facilitating the dissemination of sexually explicit matter to minors; to provide penalties; to provide for declaratory judgments and injunctive relief in certain instances; to impose certain duties upon prosecuting attorneys and the circuit court; to preempt local units of government from proscribing certain conduct; and to repeal certain acts and parts of acts,"

(MCL 722.671 to 722.684) by adding section 12a.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 12A. A PERSON WHO IN GOOD FAITH DISSEMINATES OR DISPLAYS  
2        ANY MATTER TO A MINOR THROUGH THE USE OF A RATING SYSTEM,  
3        INCLUDING, BUT NOT LIMITED TO, THE RATING SYSTEM FOR VIDEO GAMES  
4        CREATED BY THE ENTERTAINMENT SOFTWARE RATING BOARD OR THE RATING  
5        SYSTEM FOR MOTION PICTURES CREATED BY THE MOTION PICTURE

1 ASSOCIATION OF AMERICA, WHICH PROHIBITS THE PROVIDING TO MINORS OF  
2 CERTAIN MATTER CONSIDERED SUITABLE FOR ADULTS BUT UNSUITABLE FOR  
3 MINORS, THAT DOES NOT OTHERWISE CONFLICT WITH THIS ACT, IS IMMUNE  
4 FROM PROSECUTION UNDER THIS ACT IF THE PERSON ABIDES BY THAT RATING  
5 SYSTEM AND DOES NOT SELL TO A MINOR MATTER THAT IS PROHIBITED TO BE  
6 DISSEMINATED OR DISPLAYED TO MINORS UNDER THAT RATING SYSTEM.