SUBSTITUTE FOR HOUSE BILL NO. 5855

A bill to authorize local units of government to provide free use of local government property for film production.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 1. This act shall be known and may be cited as the "local
- 2 government filming location access act".

Sec. 3. As used in this act:

- 4 (a) "Film" means single media or multimedia entertainment
- 5 content for distribution or exhibition to the general public by any
- 6 means and media in any digital media format, film, or videotape,
- 7 including, but not limited to, a motion picture, documentary, a
- 8 television series, a television miniseries, a television special,
- 9 interstitial television programming, long-form television,
- 10 interactive television, music videos, interactive games, video

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- 1 games, commercials, internet programming, an internet video, a
- 2 sound recording, a video, digital animation, or an interactive
- 3 website.
- 4 (b) "Local unit of government" means a political subdivision
- 5 of this state, including, but not limited to, a county, city,
- 6 village, township, district, local authority, intergovernmental
- 7 authority, or intergovernmental entity.
- 8 (c) "Michigan film office" or "film office" means the office
- 9 created under chapter 2A of the Michigan strategic fund act, 1984
- 10 PA 270, MCL 125.2029 to 125.2029g.
- 11 (d) "Obscene matter or an obscene performance" means matter
- 12 described in 1984 PA 343, MCL 752.361 to 752.374.
- Sec. 5. (1) Except as provided under subsection (2), a local
- 14 unit of government may authorize a person engaged in the production
- 15 of a film in this state to use, without charge, property owned by
- 16 or under the control of the local unit of government for the
- 17 purpose of producing a film under the terms and conditions
- 18 established by the local unit of government. The economic and other
- 19 benefits to the local unit of government and this state of film
- 20 production located in the local unit of government or this state
- 21 shall be considered the value received by the local unit of
- 22 government and this state in exchange for the use of the property
- 23 owned by or occupied by the local unit of government under this
- 24 act.
- 25 (2) A local unit of government shall not authorize the use of
- 26 property owned by or under the control of the local unit of
- 27 government for the production of a film that includes obscene

- 1 matter or an obscene performance or that requires that individually
- 2 identifiable records be created and maintained for every performer
- 3 as provided in 18 USC 2257.
- 4 (3) A local unit of government shall cooperate with the
- 5 Michigan film office by providing the film office with information
- 6 about potential film locations within the local unit of government
- 7 and the use of property owned by or under the control of the local
- 8 unit of government.