

HOUSE BILL No. 5854

February 28, 2008, Introduced by Reps. Clemente, Meisner, Huizenga, Hammon, Johnson, Kathleen Law, Miller, Byrnes, Leland, Condino, Griffin, Robert Jones, Corriveau, Polidori, Gonzales, Espinoza, Brown, Simpson, Donigan, Gillard, Amos, Valentine, Spade, Meadows, Hammel, Casperson, McDowell, Dean, Rick Jones, Bauer, Bieda, Byrum, Ebli, Angerer, Proos, Nofs, Accavitti, Palsrok, Hansen, Jackson, Lemmons, Vagnozzi, Lindberg, Clack, Sak, Constan, Knollenberg and Young and referred to the Committee on Commerce.

A bill to amend 1964 PA 286, entitled

"An act to provide for the organization, powers, and duties of the state transportation commission and the state transportation department; to provide for the appointment, powers, and duties of the state transportation director; to abolish the office of state highway commissioner and the commissioner's advisory board and to transfer their powers and duties; to provide for penalties and remedies; and to repeal certain acts and parts of acts,"

(MCL 247.801 to 247.816) by adding section 6b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 6B. (1) THE DIRECTOR OR THE COMMISSION MAY AUTHORIZE A
2 PERSON ENGAGED IN THE PRODUCTION OF A FILM IN THIS STATE TO USE
3 WITHOUT CHARGE PROPERTY OWNED OR UNDER THE CONTROL OF THE
4 COMMISSION FOR THE PURPOSE OF PRODUCING A FILM UNDER TERMS AND
5 CONDITIONS ESTABLISHED BY THE DIRECTOR OR COMMISSION. THE ECONOMIC
6 AND OTHER BENEFITS TO THIS STATE OF FILM PRODUCTION LOCATED IN THIS
7 STATE SHALL BE DEEMED TO BE THE VALUE RECEIVED BY THE COMMISSION IN

1 EXCHANGE FOR THE USE OF PROPERTY UNDER THIS SECTION.

2 (2) THE DIRECTOR OR THE COMMISSION SHALL NOT AUTHORIZE THE USE
3 OF PROPERTY OWNED OR UNDER THE CONTROL OF THE COMMISSION FOR THE
4 PRODUCTION OF A FILM THAT INCLUDES OBSCENE MATTER OR AN OBSCENE
5 PERFORMANCE OR FOR A PRODUCTION FOR WHICH RECORDS ARE REQUIRED TO
6 BE MAINTAINED WITH RESPECT TO ANY PERFORMER UNDER 18 USC 2557.

7 (3) THE DEPARTMENT AND THE COMMISSION SHALL COOPERATE WITH THE
8 MICHIGAN FILM OFFICE IN PROVIDING THE OFFICE WITH INFORMATION ABOUT
9 POTENTIAL FILM LOCATIONS OWNED OR UNDER THE CONTROL OF THE
10 COMMISSION AND THE USE OF PROPERTY OWNED OR UNDER THE CONTROL OF
11 THE COMMISSION.

12 (4) AS USED IN THIS SECTION:

13 (A) "FILM" MEANS SINGLE MEDIA OR MULTIMEDIA ENTERTAINMENT
14 CONTENT FOR DISTRIBUTION OR EXHIBITION TO THE GENERAL PUBLIC BY ANY
15 MEANS AND MEDIA IN ANY DIGITAL MEDIA FORMAT, FILM, OR VIDEOTAPE,
16 INCLUDING, BUT NOT LIMITED TO, A MOTION PICTURE, A DOCUMENTARY, A
17 TELEVISION SERIES, A TELEVISION MINISERIES, A TELEVISION SPECIAL,
18 INTERSTITIAL TELEVISION PROGRAMMING, LONG-FORM TELEVISION,
19 INTERACTIVE TELEVISION, MUSIC VIDEOS, INTERACTIVE GAMES, VIDEO
20 GAMES, COMMERCIALS, INTERNET PROGRAMMING, AN INTERNET VIDEO, A
21 SOUND RECORDING, A VIDEO, DIGITAL ANIMATION, OR AN INTERACTIVE
22 WEBSITE.

23 (B) "MICHIGAN FILM OFFICE" MEANS THE OFFICE CREATED UNDER
24 CHAPTER 2A OF THE MICHIGAN STRATEGIC FUND ACT.

25 (C) "OBSCENE MATTER OR AN OBSCENE PERFORMANCE" MEANS MATTER
26 DESCRIBED IN 1984 PA 343, MCL 752.361 TO 752.374.