

HOUSE BILL No. 5855

February 28, 2008, Introduced by Reps. Miller, Meisner, Huizenga, Hammon, Johnson, Kathleen Law, 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, Clemente, Hansen, Jackson, Lemmons, Vagnozzi, Lindberg, Clack, Sak, Constan, Knollenberg and Young and referred to the Committee on Commerce.

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".

3 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

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.

10 (d) "Obscene matter or an obscene performance" means matter
11 described in 1984 PA 343, MCL 752.361 to 752.374.

12 Sec. 5. (1) Except as provided under subsection (2), a local
13 unit of government may authorize a person engaged in the production
14 of a film in this state to use, without charge, property owned or
15 under the control of the local unit of government for the purpose
16 of producing a film under the terms and conditions established by
17 the local unit of government. The economic and other benefits to
18 the local unit of government and this state of film production
19 located in the local unit of government or this state shall be
20 considered the value received by the local unit of government in
21 exchange for the use of the property owned or occupied by the local
22 unit of government under this act.

23 (2) A local unit of government shall not authorize the use of
24 property owned or under the control of the local unit of government
25 for the production of a film that includes obscene matter or an
26 obscene performance or that requires that individually identifiable
27 records be created and maintained for every performer as provided

1 in 18 USC 2257.

2 (3) A local unit of government shall cooperate with the
3 Michigan film office by providing the film office with information
4 about potential film locations within the local unit of government
5 and the use of property owned or under the control of the local
6 unit of government.