

SENATE BILL No. 1178

March 4, 2008, Introduced by Senators HUNTER, ALLEN, VAN WOERKOM, BIRKHOLZ, KUIPERS, STAMAS, BROWN, GILBERT, JANSEN, HARDIMAN, McMANUS, PAPPAGEORGE, RICHARDVILLE, JELINEK, KAHN, GEORGE, GARCIA, JACOBS, CHERRY, WHITMER, PRUSI, GLEASON, BARCIA, THOMAS, ANDERSON, SCHAUER, CLARKE and OLSHOVE and referred to the Committee on Commerce and Tourism.

A bill to amend 1984 PA 431, entitled
"The management and budget act,"
(MCL 18.1101 to 18.1594) by adding section 125.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 125. (1) THE DIRECTOR MAY AUTHORIZE A PERSON ENGAGED IN
2 THE PRODUCTION OF A FILM IN THIS STATE TO USE WITHOUT CHARGE
3 PROPERTY OWNED OR UNDER THE CONTROL OF THE DEPARTMENT OR A STATE
4 AGENCY FOR THE PURPOSE OF PRODUCING A FILM UNDER TERMS AND
5 CONDITIONS ESTABLISHED BY THE DIRECTOR. THE ECONOMIC AND OTHER
6 BENEFITS TO THIS STATE OF FILM PRODUCTION LOCATED IN THIS STATE
7 SHALL BE CONSIDERED TO BE THE VALUE RECEIVED BY THE DEPARTMENT IN
8 EXCHANGE FOR THE USE OF PROPERTY UNDER THIS SECTION.

9 (2) THE DIRECTOR SHALL NOT AUTHORIZE THE USE OF PROPERTY OWNED

1 OR UNDER THE CONTROL OF THE DEPARTMENT FOR THE PRODUCTION OF A FILM
2 THAT INCLUDES OBSCENE MATTER OR AN OBSCENE PERFORMANCE OR FOR A
3 PRODUCTION FOR WHICH RECORDS ARE REQUIRED TO BE MAINTAINED WITH
4 RESPECT TO ANY PERFORMER UNDER 18 USC 2557.

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

9 (4) AS USED IN THIS SECTION:

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

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

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