



Senate Fiscal Agency
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BILL ANALYSIS

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Senate Bill 266 (Substitute S-2 as reported)
Sponsor: Senator Tupac A. Hunter
Committee: Transportation

CONTENT

The bill would amend the Highway Advertising Act, beginning January 1, 2011, to require a billboard within the State that advertised a sexually oriented business to display only words, and require the words to be limited to identifying the name, location, and hours of operation of the business.

"Sexually oriented business" would include an adult bookstore, adult video store, adult cabaret, adult motion picture theater, sexual device shop, sexual encounter center, or an establishment that regularly features live performances characterized by the exposure of a specific anatomical area or by a specific sexual activity or in which people appear in a state of nudity or seminudity in the performance of their duties, but would not include a business solely because it shows, sells, or rents materials that may depict sex.

The bill also would define "specified anatomical area", "specified sexual activity", and "seminudity".

A person violating section 18a of the Act, which the bill would amend, is responsible for a civil fine of not less than \$5,000 or more than \$10,000 for each day of violation. Civil fines collected under this section must be distributed to public libraries.

MCL 252.318a

Legislative Analyst: Curtis Walker

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Date Completed: 5-13-09

Fiscal Analyst: Debra Hollon