

# SENATE BILL No. 627

September 8, 2011, Introduced by Senator SCHUITMAKER and referred to the Committee on Judiciary.

A bill to amend 1953 PA 232, entitled  
"Corrections code of 1953,"  
(MCL 791.201 to 791.285) by adding section 69.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           SEC. 69. (1) A PRISONER SHALL NOT BE PERMITTED TO RECEIVE OR  
2 POSSESS SEXUALLY EXPLICIT MATERIAL.

3           (2) AS USED IN THIS SECTION, "SEXUALLY EXPLICIT MATERIAL"  
4 MEANS EITHER OF THE FOLLOWING:

5           (A) ANY MATERIAL THAT VISUALLY DEPICTS THE GENETALIA OR ANUS  
6 OF A MALE OR FEMALE HUMAN BEING OR REPRESENTATION OF A MALE OR  
7 FEMALE HUMAN BEING OR A NIPPLE OR AREOLA OF A FEMALE HUMAN BEING OR  
8 REPRESENTATION OF A FEMALE HUMAN BEING.

9           (B) ANY MATERIAL THAT DESCRIBES A SEXUAL ACT. AS USED IN THIS  
10 SUBDIVISION, "SEXUAL ACT" MEANS 1 OR MORE OF THE FOLLOWING:

1           (i) THE INTENTIONAL TOUCHING OF AN INDIVIDUAL'S INTIMATE PARTS  
2 OR THE INTENTIONAL TOUCHING OF THE CLOTHING COVERING THE IMMEDIATE  
3 AREA OF AN INDIVIDUAL'S INTIMATE PARTS, IF THAT INTENTIONAL  
4 TOUCHING CAN REASONABLY BE CONSTRUED AS BEING FOR THE PURPOSE OF  
5 SEXUAL AROUSAL OR GRATIFICATION, DONE FOR A SEXUAL PURPOSE, OR IN A  
6 SEXUAL MANNER FOR:

7           (A) REVENGE.

8           (B) TO INFLICT HUMILIATION.

9           (C) OUT OF ANGER.

10          (ii) SEXUAL INTERCOURSE, CUNNILINGUS, FELLATIO, ANAL  
11 INTERCOURSE, OR ANY OTHER INTRUSION, HOWEVER SLIGHT, OF ANY PART OF  
12 AN INDIVIDUAL'S BODY OR OF AN OBJECT INTO THE GENITAL OR ANAL  
13 OPENINGS OF ANOTHER INDIVIDUAL'S BODY.

14          (iii) BESTIALITY.

15          (iv) MASTURBATION.