

SUBSTITUTE FOR  
HOUSE BILL NO. 5853

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
(MCL 324.101 to 324.90106) by adding section 512.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 512. (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 BY OR UNDER THE CONTROL OF THE DEPARTMENT FOR THE  
4 PURPOSE OF PRODUCING A FILM UNDER TERMS AND CONDITIONS ESTABLISHED  
5 BY THE DIRECTOR. THE ECONOMIC AND OTHER BENEFITS TO THIS STATE OF  
6 FILM PRODUCTION LOCATED IN THIS STATE SHALL BE CONSIDERED TO BE THE  
7 VALUE RECEIVED BY THIS STATE IN EXCHANGE FOR THE USE OF PROPERTY  
8 UNDER THIS SECTION.

9        (2) THE DIRECTOR OR THE COMMISSION SHALL NOT AUTHORIZE THE USE  
10 OF PROPERTY OWNED BY OR UNDER THE CONTROL OF THE DEPARTMENT FOR THE

1 PRODUCTION OF A FILM THAT INCLUDES OBSCENE MATTER OR AN OBSCENE  
2 PERFORMANCE OR FOR A PRODUCTION FOR WHICH RECORDS ARE REQUIRED TO  
3 BE MAINTAINED WITH RESPECT TO ANY PERFORMER UNDER 18 USC 2257.

4 (3) THE DEPARTMENT SHALL COOPERATE WITH THE MICHIGAN FILM  
5 OFFICE IN PROVIDING THE OFFICE WITH INFORMATION ABOUT POTENTIAL  
6 FILM LOCATIONS OWNED BY OR UNDER THE CONTROL OF THE DEPARTMENT AND  
7 THE USE OF PROPERTY OWNED BY OR UNDER THE CONTROL OF THE  
8 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 VIDEOTAPE,  
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 MICHIGAN FILM OFFICE  
21 CREATED IN SECTION 29A OF THE MICHIGAN STRATEGIC FUND ACT, 1984 PA  
22 270, MCL 125.2029A.

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