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CIVIL CODE - CIV

DIVISION 4. GENERAL PROVISIONS [3274 - 9566] (*Heading of Division 4 amended by Stats. 1988, Ch. 160, Sec. 16.*)

PART 3. NUISANCE [3479 - 3508.2] (*Part 3 enacted 1872.*)

TITLE 4. MOTION PICTURES [3504 - 3508.2] (*Title 4 added by Stats. 1978, Ch. 1152.*)

(a) This title shall not apply to any of the following:

3508. (1) The exhibition of any motion picture, such as a newsreel or documentary, involving acts of killing or **cruelty** which were not intentionally committed for the purpose of producing the motion picture.
- (2) Any motion picture made, in whole or in part, prior to January 1, 1979.
- (3) Any motion picture all or part of which has been edited or remade so that any previous conduct which constituted a nuisance under this title no longer appears.
- (4) The taking of any animal as permitted by any provision of the Fish and Game Code or pursuant thereto in accordance with regulations adopted by the Fish and Game Commission unless the time, place, or manner of such taking violates any provision of law except this title. This title shall apply to any other animal whether or not the time, place, or manner of the taking is prohibited by any laws other than this title, however, this title shall not apply to the taking of any animal authorized by law in any other jurisdiction unless the time, place or manner of such taking is prohibited by law or regulation.
- (5) A motion picture which includes scenes of killing or **cruelty** to animals if the acts constituting the killing or **cruelty** were authorized by the laws governing such acts in the jurisdiction where the scenes were filmed.
- (6) Any motion picture which bears within its contents a statement from the producer of the motion picture that all scenes depicting animals were filmed without the intentional killing of, or **cruelty** to an animal or that any killing or **cruelty** to an animal was authorized by the laws of the jurisdiction where the scenes were filmed or that the film is otherwise exempt under this title.
- (7) Any motion picture if the exhibitor thereof has a written signed statement, or a copy thereof, from the producer of the motion picture that all scenes depicting animals were filmed without the intentional killing of, or **cruelty** to an animal or that any killing or **cruelty** to an animal was authorized by the laws of the jurisdiction where the scenes were filmed or that the film is otherwise exempt under this title.
- (b) This title shall not apply in any case in which it would conflict with federal supremacy in the field of television broadcasting.

(Added by Stats. 1978, Ch. 1152.)