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POST-FILM PRODUCTION INCENTIVES

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jacob L. Anderegg

House Sponsor: _____

LONG TITLE

General Description:

This bill modifies provisions related to motion picture incentives.

Highlighted Provisions:

This bill:

▶ allows the Governor's Office of Economic Development to provide motion picture incentives for companies engaging in post-production work in Utah;

▶ increases the amount of tax credits available for motion picture incentives;

~~§ → [→ removes the cap on cash rebate incentives allowed for any one motion picture;] ← §~~ and

▶ defines terms.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63N-8-101, as renumbered and amended by Laws of Utah 2015, Chapter 283

63N-8-102, as renumbered and amended by Laws of Utah 2015, Chapter 283

63N-8-103, as last amended by Laws of Utah 2016, Chapter 51

63N-8-104, as renumbered and amended by Laws of Utah 2015, Chapter 283

63N-8-105, as renumbered and amended by Laws of Utah 2015, Chapter 283

S.B. 185



214 (5) (a) The office, with advice from the board, may enter into an agreement with a
 215 motion picture company or digital media company that meets the standards established under
 216 this section and satisfies the other qualification requirements under this part.

217 (b) Subject to Subsection [63N-8-103\(3\)](#), the office may commit or authorize a motion
 218 picture incentive:

219 (i) to a motion picture company of up to 20% of the dollars left in the state by the
 220 motion picture company, and a motion picture company can receive an additional 5%, not to
 221 exceed 25% of the dollars left in the state by the motion picture company if the company
 222 fulfills certain requirements determined by the office including:

223 (A) employing a significant percentage of cast and crew from Utah;

224 (B) highlighting the state of Utah and the Utah Film Commission in the motion picture
 225 credits; ~~or~~

226 (C) engaging in post-production work in Utah; or

227 ~~[(C)]~~ (D) other promotion opportunities as agreed upon by the office and the motion
 228 picture company; and

229 (ii) to a digital media company, if the incentive does not exceed 100% of the new state
 230 revenue less the considerations under Subsection (3), but not to exceed 20% of the dollars left
 231 in the state by the digital media company.

232 ~~§~~ ~~→~~ ~~[f]~~ ~~←~~ ~~§~~ (c) A cash rebate incentive from the Motion Picture Incentive Restricted
 232a Account may

233 not exceed \$500,000 per state approved production for a motion picture project. ~~§~~ ~~→~~ ~~[f]~~

234 ~~———[f]~~ ~~←~~ ~~§~~ (d) ~~§~~ ~~→~~ ~~[f(c)]~~ ~~←~~ ~~§~~ The office may not give a cash rebate incentive from the Motion
 234a Picture

235 Incentive Restricted Account for a digital media project.

236 (6) The office shall ensure that the agreement entered into with a motion picture
 237 company or digital media company under Subsection (5)(a):

238 (a) details the requirements that the motion picture company or digital media company
 239 must meet to qualify for an incentive under this part;

240 (b) specifies:

241 (i) the nature of the incentive; and

242 (ii) the maximum amount of the motion picture incentive that the motion picture
 243 company or digital media company may earn for a taxable year and over the life of the
 244 production;