

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2042

Chapter 100, Laws of 2009

61st Legislature
2009 Regular Session

MOTION PICTURE COMPETITIVENESS PROGRAM--FUNDING

EFFECTIVE DATE: 04/15/09

Passed by the House March 10, 2009
Yeas 96 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 7, 2009
Yeas 44 Nays 2

BRAD OWEN

President of the Senate

Approved April 15, 2009, 11:32 a.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2042** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

Chief Clerk

FILED

April 15, 2009

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 2042

Passed Legislature - 2009 Regular Session

State of Washington 61st Legislature 2009 Regular Session

By House Community & Economic Development & Trade (originally sponsored by Representatives Kenney, Parker, Hasegawa, Chase, and Ormsby)

READ FIRST TIME 02/23/09.

1 AN ACT Relating to the incentive in the motion picture
2 competitiveness programs; amending RCW 43.365.020; and declaring an
3 emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 43.365.020 and 2008 c 85 s 1 are each amended to read
6 as follows:

7 (1) The department shall adopt criteria for an approved motion
8 picture competitiveness program with the sole purpose of revitalizing
9 the state's economic, cultural, and educational standing in the
10 national and international market of motion picture production. Rules
11 adopted by the department shall allow the program, within the
12 established criteria, to provide funding assistance only when it
13 captures economic opportunities for Washington's communities and
14 businesses and shall only be provided under a contractual arrangement
15 with a private entity. In establishing the criteria, the department
16 shall consider:

17 (a) The additional income and tax revenue to be retained in the
18 state for general purposes;

1 (b) The creation and retention of family wage jobs which provide
2 health insurance and payments into a retirement plan;

3 (c) The impact of motion picture projects to maximize in-state
4 labor and the use of in-state film production and film postproduction
5 companies;

6 (d) The impact upon the local economies and the state economy as a
7 whole, including multiplier effects;

8 (e) The intangible impact on the state and local communities that
9 comes with motion picture projects;

10 (f) The regional, national, and international competitiveness of
11 the motion picture filming industry;

12 (g) The revitalization of the state as a premier venue for motion
13 picture production and national television commercial campaigns;

14 (h) Partnerships with the private sector to bolster film production
15 in the state and serve as an educational and cultural purpose for its
16 citizens;

17 (i) The vitality of the state's motion picture industry as a
18 necessary and critical factor in promoting the state as a premier
19 tourist and cultural destination;

20 (j) Giving preference to additional seasons of television series
21 that have previously qualified;

22 (k) Other factors the department may deem appropriate for the
23 implementation of this chapter.

24 (2) The board of directors created under RCW 43.365.030 shall
25 create and administer an account for carrying out the purposes of
26 subsection (3) of this section.

27 (3) Money received by an approved motion picture competitiveness
28 program shall be used only for: (a) Health insurance and payments into
29 a retirement plan, and other costs associated with film production; (b)
30 a tax credit marketer to market the tax credits authorized under RCW
31 82.04.4489; and (c) staff and related expenses to maintain the
32 program's proper administration and operation.

33 (4) Maximum funding assistance from an approved motion picture
34 competitiveness program is limited to an amount up to (~~twenty~~) thirty
35 percent of the total actual investment in the state of at least:

36 (a) Five hundred thousand dollars for a single feature film
37 produced in Washington state;

1 (b) Three hundred thousand dollars per television episode produced
2 in Washington state; or

3 (c) One hundred fifty thousand dollars for an infomercial or
4 television commercial associated with a national or regional
5 advertisement campaign produced in Washington state.

6 (5) Funding assistance approval must be determined by the approved
7 motion picture competitiveness program within a maximum of thirty
8 calendar days from when the application is received, if the application
9 is submitted after August 15, 2006.

10 NEW_SECTION. **Sec. 2.** This act is necessary for the immediate
11 preservation of the public peace, health, or safety, or support of the
12 state government and its existing public institutions, and takes effect
13 immediately.

Passed by the House March 10, 2009.

Passed by the Senate April 7, 2009.

Approved by the Governor April 15, 2009.

Filed in Office of Secretary of State April 15, 2009.