

BILL SUMMARY
1st Session of the 58th Legislature

Bill No.:	SB 608
Version:	CCS
Request Number:	2193
Author:	Rep. Fetgatter
Date:	5/20/2021
Impact:	Tax Commission:

Apportionment Change:
Increase From Income Tax to the
Filed in Oklahoma Program Revolving Fund
\$30,000,000

Decrease from Income Tax to General Revenue Fund
(\$30,000,000)

Research Analysis

Pending

Prepared By: House Research Staff

Fiscal Analysis

Analysis provided by the Tax Commission:

The total amount of rebate payments conditionally pre-qualified by Commerce each fiscal year shall not exceed \$30 million. A production project shall have total expenditures of \$50,000 or more to be eligible for the rebate payments. Excess rebate payments not utilized will be added to the subsequent fiscal year's limitation. The amount of rebate payments conditionally pre-qualified by Commerce each fiscal year shall not exceed \$7.5 million for production projects with total expenditures of less than \$7.5 million; and \$22.5 million for production projects with total expenditures of \$7.5 million or more.

This measure provides the amount of the maximum base incentive (20%) for projects filmed in Oklahoma and additional incentive amounts for certain qualified productions. The maximum base incentive for post-production activity occurring in Oklahoma for a project filmed outside of Oklahoma is 20% of the qualified production expenditure amount.

To qualify for the maximum 20% base incentive payment authorized for Oklahoma production projects, the production project is required to utilize the services of apprentices.

All production projects for which any incentive is paid must contain a logo, as approved by Commerce, to be displayed in the end credits of the finished production.

A revolving fund is created in the State Treasury for OTC to be designated the "Filmed in Oklahoma Program Revolving Fund" and shall consist of all monies received by the OTC which are specifically required by law to be deposited in the fund, any public or private donations, contributions, and gifts received for the benefit of the fund and any amounts appropriated by the Oklahoma Legislature.

Any company or entity that receives rebate payments for a project pursuant to the provisions of the Compete with Canada Film Act is not eligible for rebate payments provided pursuant to this measure for the same project.

This measure amends 68 O.S. § 2352; for each fiscal year beginning with FY 22 and ending with FY 31, \$30 million of the amounts otherwise scheduled to be placed to the credit of the General Revenue Fund shall be placed to the credit of the Filmed in Oklahoma Program Revolving Fund.

Revenue Impact:

This measure does not affect income tax collections. This measure annually decreases the amount apportioned to the General Revenue Fund from individual income tax collections by \$30 million and the amount apportioned to the Filmed in Oklahoma Program Revolving Fund increases by \$30 million, beginning with FY 22.

Prepared By: Mark Tygret

Other Considerations

None.