

ENGROSSED HOUSE
BILL NO. 1738

BY: FALLIN, APPLE, BRYANT,
FERGUSON, GATES, GLOVER,
HOLT, KOUBA,
LITTLEFIELD, RICE,
ROACH, ROBERTS (Walt),
SULLIVAN, THOMAS,
THOMPSON, WEESE and
WORTHEN of the HOUSE

and

WILLIAMS (Penny), FAIR
and LEFTWICH of the
SENATE

AN ACT RELATING TO STATE GOVERNMENT; AMENDING SECTION
32, CHAPTER 207, O.S.L. 1986, AS AMENDED BY SECTION
36, CHAPTER 266, O.S.L. 1990 (74 O.S. SUPP. 1990,
SECTION 5026), WHICH RELATES TO THE OKLAHOMA FILM
OFFICE; PROVIDING SHORT TITLE; PROVIDING
LEGISLATIVE INTENT; PROVIDING DEFINITIONS;
REQUIRING OKLAHOMA FILM OFFICE TO PROVIDE CERTAIN
ASSISTANCE TO OKLAHOMA FILM COMMISSION; PROVIDING
LEGISLATIVE INTENT; CREATING OKLAHOMA FILM
COMMISSION; PROVIDING FOR MEMBERS; PROVIDING FOR
APPOINTMENT; PROVIDING DUTIES OF COMMISSION;
PROVIDING FOR REIMBURSEMENT; STATING QUORUM
REQUIREMENTS; REQUIRING CERTAIN REGISTRATION;
PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE
DATE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5025.1 of Title 74, unless there is created a duplication in numbering, reads as follows:

This act shall be known and may be cited as the "Oklahoma Film Industry Economic Development Act".

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5025.2 of Title 74, unless there is created a duplication in numbering, reads as follows:

The Legislature finds that film and television production expenditures within the United States exceed Ten Billion Dollars (\$10,000,000,000.00) annually and that film and television production within a state generates large amounts of revenue for a state. It is the intent of the Legislature that the State of Oklahoma corner a larger share of television and film production revenues through the operation of a film office with the assistance of a film commission.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5025.3 of Title 74, unless there is created a duplication in numbering, reads as follows:

As used in the Oklahoma Film Industry Economic Development Act:

1. "Commission" means the Oklahoma Film Commission;
2. "Motion picture production company" means a company engaged in the business of producing motion pictures intended for theatrical release or for television viewing; and
3. "Office" means the Oklahoma Film Office within the Oklahoma Department of Commerce charged with the responsibility of promoting and assisting the motion picture, television and video film industries in Oklahoma.

SECTION 4. AMENDATORY Section 32, Chapter 207, O.S.L. 1986, as amended by Section 36, Chapter 266, O.S.L. 1990 (74 O.S. Supp. 1990, Section 5026), is amended to read as follows:

Section 5026. A. There is hereby created within the Oklahoma Department of Commerce, the Oklahoma Film Office. The Office shall have the primary responsibility in state government for promoting the State of Oklahoma as a location for motion pictures, television programs and videos. The Office shall assist the motion picture, television and video film industries by providing production contacts in the state, suggesting possible filming locations, and other activities that may be required to promote the state as a filming center.

B. The Oklahoma Film Office shall cooperate with other state and local offices as required to promote the film industry in the state.

C. The Oklahoma Film Office shall provide staff assistance to the Oklahoma Film Commission.

D. The Oklahoma Film Office shall submit an annual report to the Oklahoma Film Commission, the Governor, the Speaker of the House of Representatives, and the President Pro Tempore of the Senate prior to January 1 of each year regarding the activities of the office. The report shall provide information about the number of filming productions that the Office has helped bring to the state and the economic impact of those productions.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5026.1 of Title 74, unless there is created a duplication in numbering, reads as follows:

A. In the interest of involving private sector businessmen and women and individuals with knowledge or interest in the economic development of the motion picture, television programming and video industry, an Oklahoma Film Commission shall be established. The Commission will serve in a voluntary, nonpaid position to increase the effect of the Oklahoma Film Office. The Oklahoma Film Commission will work with the Director of the Oklahoma Film Office in areas such as location development, talent search, production

availability and development, promotion of film industry at trade shows, and act as a resource in escorting film industry professionals as needed. The Commission shall consist of thirteen (13) members appointed by the Governor. Seven members must have related experience in the motion picture, television programming and video industry that are representative of the entire state. The members shall serve at the pleasure of the Governor. The Commission shall elect a chairman and vice-chairman of the Commission each year.

B. The Oklahoma Film Commission shall:

1. Help develop goals and objectives for the Oklahoma Film Office;
2. Assist the Oklahoma Film Office in developing a marketing plan and a production manual;
3. Assist the Oklahoma Film Office in establishing goals and objectives consistent with its responsibilities in promoting film industry activities in the state;
4. Help develop a projected budget to be requested by the Oklahoma Film Office based on the future needs of the Oklahoma Film Office and shall be furnished an annual accounting of all expenditures, reimbursements and allocations of funds to be provided by the Oklahoma Film Office;
5. Have direct input to the Director of the Oklahoma Department of Commerce regarding the expenditure or allocation of any funds appropriated for and implementation of any film industry programs;
6. Approve the marketing plan and production manual, goals and objectives, make recommendations to the Director of the Department of Commerce on budgetary considerations, and major expenditures of the Oklahoma Film Office; and
7. Assist the Oklahoma Film Office in preparation of the annual report.

C. The Oklahoma Film Commission shall hold meetings monthly and at other times as it deems necessary.

D. Members of the Oklahoma Film Commission shall not receive a salary for duties performed as members of the Commission, but shall be reimbursed for travel and other necessary expenses incurred in the performance of their official duties in accordance with the provisions of the State Travel Reimbursement Act.

E. A majority of the membership shall constitute a quorum.

SECTION 6. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5026.2 of Title 74, unless there is created a duplication in numbering, reads as follows:

Any motion picture production company which plans to film any scenes within the borders of the State of Oklahoma may register with the Oklahoma Film Office prior to the commencement of filming.

SECTION 7. This act shall become effective July 1, 1991.

SECTION 8. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 4th day of March, 1991.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1991.

President of the Senate