

SENATE CHAMBER
STATE OF OKLAHOMA

DISPOSITION

☒ FLOOR AMENDMENT

No. _____

☐ COMMITTEE AMENDMENT

(Date)

I move to amend Senate Bill No. 737 as follows:

1. On page 1, line 13 and 1/2, by inserting a new Section 1 to read as follows:

SECTION 1. AMENDATORY 68 O.S. 2021, Section 3635, is amended to read as follows:

Section 3635. A. Subject to the final approval of the eligibility application by the Oklahoma Department of Commerce, a requirement that the incentive payments made pursuant to the provisions of this act achieve the maximum positive impact for the Oklahoma economy and subject to the Oklahoma workforce requirements of ~~Section 7 of this act~~ Section 3637 of this title, the base incentive amount for a project filmed in this state shall be a maximum of twenty percent (20%) of the qualified production expenditure amount. An incentive for a project filmed in this state for wages paid to nonresident crew, not including above-the-line personnel, before ~~July 1, 2023~~ April 1, 2023, shall be provided in the amount of seven and one-half percent (7.5%).

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B. In addition to the amount authorized by subsection A of this section, there may be an additional incentive amount, subject to the final approval of the Oklahoma Department of Commerce, in the maximum amount of:

1. Three percent (3%) of the qualified production expenditure amount for projects where at least twenty-five percent (25%) of main crew principal photography days are filmed on location, excluding sound stage production, in any county of this state if the county has a population of less than two hundred fifty thousand (250,000) persons according to the federal Decennial Census or most recent population estimate;

2. Two percent (2%) of the qualified production expenditure amount for projects whose hub location, as determined by the Department, is or projects where at least twenty-five percent (25%) of main crew principal photography days are filmed on location, excluding sound stage production, in a municipality having a population of thirteen thousand (13,000) or fewer persons according to the federal Decennial Census or most recent population estimate regardless of the county in which the municipality is located or partially located;

3. Five percent (5%) of the qualified production expenditure amount for soundstage expenditures if at least twenty-five percent (25%) of main crew principal photography days are filmed at a qualified soundstage facility;

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4. For eligible television series as defined in paragraph 4 of Section 2 of this act:

- a. two percent (2%) of the qualified production expenditure amount for an eligible television episodic pilot, and
- b. five percent (5%) of the qualified production expenditure amount if a television series is filmed for one or more seasons;

5. Five percent (5%) of the qualified production expenditure amount for an eligible multi-film deal as defined in paragraph 7 of Section 2 of this act; and

6. Three percent (3%) of the qualified production expenditure amount based on expenditures paid to Oklahoma vendors for post-production expenses with a minimum expenditure of three percent (3%) of Oklahoma production expenditures. Post-production expenditures include but are not limited to the following categories:

- a. sound recording or mixing,
- b. color grading,
- c. editorial work,
- d. visual effects,
- e. animation,
- f. deliverables, excluding marketing and advertising,
- g. music production, recording, mixing or composition,

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h. licensing of Oklahoma music, and

i. editing equipment or editing facility rental.;

2. By renumbering the following sections;
3. On page 2, Line 13, by deleting Section 2;
4. By renumbering the following section; and
5. By amending the title to conform.

Submitted by:

Senator Hall

Hall-QD-FA-SB737
3/23/2023 12:18 AM

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