

GOVERNMENT CODE

CHAPTER 485. MUSIC, FILM, TELEVISION, AND MULTIMEDIA INDUSTRIES
SUBCHAPTER A. GENERAL PROVISIONS

Sec. 485.001. DEFINITIONS. In this chapter, "office" means the Music, Film, Television, and Multimedia Office.
Added by Acts 1991, 72nd Leg., 2nd C.S., ch. 11, Sec. 29, eff. Sept. 1, 1991.

Sec. 485.002. ESTABLISHMENT. The Music, Film, Television, and Multimedia Office is established in the office of the governor.
Added by Acts 1991, 72nd Leg., 2nd C.S., ch. 11, Sec. 29, eff. Sept. 1, 1991.

Sec. 485.003. DIRECTOR; STAFF. The governor may employ a director who may employ other employees necessary to carry out the office's duties.
Added by Acts 1991, 72nd Leg., 2nd C.S., ch. 11, Sec. 29, eff. Sept. 1, 1991.

Sec. 485.004. PROMOTION; DUTIES. (a) The office shall promote the development of the music industry in the state by informing members of that industry and the public about the resources available in the state for music production.

(b) The office shall promote the development of the film, television, and multimedia industries in this state by informing members of those industries and the public of the resources available in this state for film, television, and multimedia production.

(c) State agencies and political subdivisions of this state shall cooperate with the office to the greatest extent possible to fully implement the goal of promoting the development of the music, film, television, and multimedia industries in this state.
Added by Acts 1991, 72nd Leg., 2nd C.S., ch. 11, Sec. 29, eff. Sept. 1, 1991.

Sec. 485.005. ADVISORS. (a) The office may appoint advisors to assist in the administration of this chapter.

(b) An advisor serves without compensation but is entitled to necessary and actual expenses incurred in performing duties under this chapter.
Added by Acts 1991, 72nd Leg., 2nd C.S., ch. 11, Sec. 29, eff. Sept. 1, 1991.

Sec. 485.006. GIFTS AND GRANTS. The office may accept gifts, grants, and other funds specifically designated by the donor or grantor for use in developing the music, film, television, and multimedia industries of this state.
Added by Acts 1991, 72nd Leg., 2nd C.S., ch. 11, Sec. 29, eff. Sept. 1, 1991.

Sec. 485.007. MUSIC, FILM, TELEVISION, AND MULTIMEDIA FUND. The music, film, television, and multimedia fund is in the state treasury. The continued existence of this fund is determined by the provisions of S.B. No. 3, Acts of the 72nd Legislature, 1st Called Session, 1991. All gifts, grants, and other funds received by the office under this chapter shall be deposited to the credit of the fund and may be used only for the purposes of this chapter.
Added by Acts 1991, 72nd Leg., 2nd C.S., ch. 11, Sec. 29, eff. Sept. 1, 1991.

SUBCHAPTER B. FILM INDUSTRY INCENTIVE PROGRAM

Sec. 485.021. DEFINITIONS. In this subchapter:

(1) "Filmed entertainment" means a visual and sound production, including a:

- (A) film;
- (B) television program; or
- (C) national or multistate commercial.

(2) "Production company" includes a film production company, television production company, or film and television production company.

(3) "Texas resident" means an individual who has resided in Texas since the 60th day before the first day of principal photography on a filmed entertainment.

(4) "Underused area" includes any area of this state other than the metropolitan areas of Austin, Houston, or Dallas-Fort Worth.

Added by Acts 2005, 79th Leg., ch. 342, Sec. 2, eff. Sept. 1, 2005.

Sec. 485.022. FILM INDUSTRY INCENTIVE PROGRAM. (a) The office shall administer a grant program for production companies that produce filmed entertainments in this state, to the extent that gifts, grants, donations, or other money, including appropriations, are made available to the office for that purpose.

(b) The office shall develop a procedure for the submission of grant applications and the awarding of grants under this subchapter. The procedure must include provisions relating to:

(1) methods by which an individual's Texas residency as described by Section 485.021(3) can be proved; and

(2) requirements for the submission, before production of a filmed entertainment begins, of an estimate of total wages that will be paid to Texas residents.

(c) The office may accept gifts, grants, and donations for the purpose of implementing this subchapter.

Added by Acts 2005, 79th Leg., ch. 342, Sec. 2, eff. Sept. 1, 2005.

Sec. 485.023. QUALIFICATION. To qualify for a grant under this subchapter, a production company must pay a minimum of:

(1) \$500,000 in wages to Texas residents for a film or television program; or

(2) \$50,000 in wages to Texas residents for a commercial or series of commercials.

Added by Acts 2005, 79th Leg., ch. 342, Sec. 2, eff. Sept. 1, 2005.

Sec. 485.024. GRANT. (a) Except as provided by Section 485.025, a grant under this subchapter may not exceed the lesser of:

(1) 20 percent of the wages paid to Texas residents for a filmed entertainment; or

(2) \$750,000.

(b) In calculating a grant amount under Subsection (a), the office may not include wages of persons, including an actor or director, employed in the production of a filmed entertainment that are:

(1) a major part of the production costs of the entertainment, as determined by the office; and

(2) negotiated or spent before production begins.

Added by Acts 2005, 79th Leg., ch. 342, Sec. 2, eff. Sept. 1, 2005.

Sec. 485.025. ADDITIONAL GRANT FOR UNDERUSED AREAS. In addition to the grant calculated under Section 485.024, a production company that spends at least 25 percent of a filmed entertainment's filming days in an underused area is eligible for an additional grant in an amount equal to five percent of the wages paid to Texas residents for the filmed entertainment.

Added by Acts 2005, 79th Leg., ch. 342, Sec. 2, eff. Sept. 1, 2005.

Sec. 485.026. STATE DEBT. If a production company owes money to the state at the time the production company is awarded a grant under this subchapter, the office shall offset the amount owed to the state from the amount awarded.

Added by Acts 2005, 79th Leg., ch. 342, Sec. 2, eff. Sept. 1, 2005.