

2018 Regular Session

HOUSE BILL NO. 312

BY REPRESENTATIVE ABRAHAM

ECONOMIC DEVELOP/DEPT: Prohibits certain types of productions from being eligible for the motion picture production tax credit

1 AN ACT

2 To amend and reenact R.S. 51:940.1(B), relative to standards and procedures for the  
3 Department of Economic Development or the office of entertainment industry  
4 development; to provide for requirements for state-certification of certain motion  
5 picture productions; to prohibit state-certification of certain expenditures under  
6 certain circumstances; to provide for applicability; to provide for an effective date;  
7 and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 51:940.1(B) is hereby amended and reenacted to read as follows:

10 §940.1. Motion picture investor; prohibition on certification for pornographic  
11 materials

12 \* \* \*

13 B. In addition to all other program requirements, prior to final certification  
14 of production expenditures for a state-certified production, the motion picture  
15 production company shall submit to the Department of Economic Development,  
16 office of entertainment industry development, a statement declaring that it is not  
17 required to maintain records for the certified production pursuant to 18 U.S.C. 2257.

18 The Department of Economic Development shall not issue final certification to any  
19 state-certified production required to maintain records pursuant to 18 U.S.C. 2257.

1 Section 2. The provisions of this Act shall apply to applications for initial  
2 certification for state-certified productions submitted on and after July 1, 2018.

3 Section 3. This Act shall become effective on July 1, 2018; if vetoed by the governor  
4 and subsequently approved by the legislature, this Act shall become effective on July 1,  
5 2018, or on the day following such approval by the legislature, whichever is later.

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#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 312 Engrossed

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Abraham

**Abstract:** Prohibits DED from issuing final certification on production expenditures to any state-certified production required to maintain certain records pursuant to federal law.

Present law requires motion picture production companies to submit a statement to the Dept. of Economic Development (DED) declaring that it is not required to maintain records for the certified production pursuant to federal law related to sexually-explicit conduct prior to DED issuing final certification of production expenditures.

Proposed law retains present law but prohibits DED from issuing final certification for production expenditures for any state-certified production required to maintain records pursuant to federal law.

Applicable to applications for initial certification for state-certified productions submitted on and after July 1, 2018.

Effective July 1, 2018.

(Amends R.S. 51:940.1(B))