

**JBC STAFF FISCAL ANALYSIS
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING FILM PRODUCTION ACTIVITIES IN COLORADO, AND, IN CONNECTION THEREWITH,
MAKING AN APPROPRIATION.

Prime Sponsors: Reps. Massey and Ferrandino
Sens. Newell and White

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Date Prepared: May 2, 2012

Summary of Amendments Made to the Bill After the 03/22/12 Legislative Council Staff Revised Fiscal Note Was Prepared (Amended by the House Appropriations Committee 04/05/12, the House on Second Reading (04/11/12), and the Senate Finance Committee 05/01/12)

The House Appropriations Committee Report clarifies the transfer of moneys from the General Fund to the Colorado Office of Film, Television, and Media Operational Account Cash Fund and adds an appropriation clause.

The House Second Reading amendment adds video games to the list of eligible productions that can receive a performance-based film incentive if activities originate outside of the Colorado. To qualify for the incentive in this scenario, the video game production company must employ a workforce made up of at least 50.0 percent Colorado residents. Legislative Council staff and Joint Budget Committee staff concur that the House Second Reading amendment does not impact the estimated cost of implementing the bill.

The Senate Finance Committee Report adds a provision making obscene films ineligible for performance-based incentives and makes several technical corrections. Legislative Council staff and Joint Budget Committee staff concur that the Senate Finance Committee Report does not impact the estimated cost of implementing the bill.

JBC Staff Concurrence with Legislative Council Staff Fiscal Note

Concurs **Does Not Concur** **Updated Analysis**

Amendments/Appropriation Status

The bill includes an appropriation clause that provides \$3.0 million cash funds from the Colorado Office of Film, Television, and Media Operational Account Cash Fund to the Colorado Office of Film, Television, and Media for FY 2012-13. Moneys appropriated per the clause originate via a component of the bill that transfers \$3.0 million General Fund to the Colorado Office of Film, Television, and Media Operational Account Cash Fund on July 1, 2012.

Bill Sponsor Amendments

Staff is not aware of any sponsor amendments to be offered.

Points to Consider

The Joint Budget Committee (JBC) sent a balanced budget package to the Governor for FY 2012-13 based on the March 2012 Office of State Planning and Budgeting revenue forecast. The JBC has included as part of its FY 2012-13 budget package a \$3,000,000 General Fund appropriation for implementation of this bill.