

By: Pickett, Swinford

H.B. No. 374

Substitute the following for H.B. No. 374:

By: Flynn

C.S.H.B. No. 374

A BILL TO BE ENTITLED

AN ACT

1
2 relating to use of state buildings and grounds by a television or
3 film production company.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subchapter A, Chapter 2165, Government Code, is
6 amended by adding Section 2165.008 to read as follows:

7 Sec. 2165.008. TEMPORARY USE OF STATE BUILDING OR GROUNDS
8 BY TELEVISION OR FILM PRODUCTION COMPANY. (a) In this section:

9 (1) "Office" means the Music, Film, Television, and
10 Multimedia Office.

11 (2) "Production company" means a film production
12 company, television production company, or film and television
13 production company.

14 (b) A state agency or other state governmental entity shall
15 allow a production company to use any state building or grounds
16 under the agency's or other entity's charge and control to produce a
17 film, national broadcast, episodic television series, or
18 commercial that is approved by the office under Subsection (c).

19 (c) The office shall review each proposal by a production
20 company to use a state building or grounds. The office may approve a
21 proposal if:

22 (1) the office determines, after consulting with each
23 state agency or other state governmental entity that occupies the
24 building or uses the grounds, that the use will not significantly

1 interfere with the conduct of state business;

2 (2) the production company provides a certificate of
3 insurance covering the production:

4 (A) in an amount required by the office; and

5 (B) that names the state as an insured; and

6 (3) the proposal is to produce:

7 (A) a film, national broadcast, or episodic
8 television series with a total production cost of \$250,000 or more;

9 or

10 (B) a commercial with a total production cost of
11 \$100,000 or more.

12 (d) The office shall supervise each use of a state building
13 or grounds by a production company.

14 (e) The office shall determine the fee to be charged for
15 each day that a state building or grounds are used by a production
16 company. The office may allow each state building or grounds to be
17 used without charge, other than the reimbursement of expenses under
18 Subsection (f), for seven days during each state fiscal year and may
19 determine the allocation of those days. Fees collected under this
20 subsection shall be deposited to the credit of the general revenue
21 fund.

22 (f) The production company shall reimburse:

23 (1) a state agency or other state governmental entity
24 for any cost incurred by the agency or other entity as a result of
25 the use of a state building or grounds by the company; and

26 (2) the state agency or other state governmental
27 entity having charge and control of a state building or grounds for

1 the cost of repairing damage to the building or grounds resulting
2 from use by the company.

3 (g) A state agency or other state governmental entity shall
4 notify the production company in writing of any cost subject to
5 reimbursement under Subsection (f). The production company shall
6 reimburse the cost not later than the 21st day after the date on
7 which it receives notice from the agency or other entity.

8 SECTION 2. This Act takes effect September 1, 2007.