

1-1 By: Pickett, Swinford
1-2 (Senate Sponsor - Zaffirini) H.B. No. 374
1-3 (In the Senate - Received from the House March 29, 2007;
1-4 April 3, 2007, read first time and referred to Committee on
1-5 Government Organization; April 19, 2007, reported adversely, with
1-6 favorable Committee Substitute by the following vote: Yeas 5,
1-7 Nays 0; April 19, 2007, sent to printer.)

1-8 COMMITTEE SUBSTITUTE FOR H.B. No. 374 By: Brimer

1-9 A BILL TO BE ENTITLED
1-10 AN ACT

1-11 relating to use of state buildings and grounds by a television or
1-12 film production company.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Subchapter A, Chapter 2165, Government Code, is
1-15 amended by adding Section 2165.008 to read as follows:

1-16 Sec. 2165.008. TEMPORARY USE OF STATE BUILDING OR GROUNDS
1-17 BY TELEVISION OR FILM PRODUCTION COMPANY. (a) In this section:

1-18 (1) "Office" means the Music, Film, Television, and
1-19 Multimedia Office.

1-20 (2) "Production company" means a film production
1-21 company, television production company, or film and television
1-22 production company.

1-23 (b) A state agency or other state governmental entity shall
1-24 allow a production company to use any state building or grounds
1-25 under the agency's or other entity's charge and control to produce a
1-26 film, national broadcast, episodic television series, or
1-27 commercial that is approved by the office and the agency or other
1-28 entity under Subsection (c).

1-29 (c) The office shall review each proposal by a production
1-30 company to use a state building or grounds. The office may approve
1-31 a proposal, subject to the final approval of the state agency or
1-32 other state governmental entity that occupies the building or uses
1-33 the grounds, if:

1-34 (1) the office and the state agency or other state
1-35 governmental entity that occupies the building or uses the grounds
1-36 determine, after the office consults with each agency or entity,
1-37 that the use will not significantly interfere with the conduct of
1-38 state business;

1-39 (2) the production company provides a certificate of
1-40 insurance covering the production:

1-41 (A) in an amount required by the office; and

1-42 (B) that names the state as an insured; and

1-43 (3) the proposal is to produce:

1-44 (A) a film, national broadcast, or episodic
1-45 television series with a total production cost of \$250,000 or more;
1-46 or

1-47 (B) a commercial with a total production cost of
1-48 \$100,000 or more.

1-49 (d) The office shall supervise each use of a state building
1-50 or grounds by a production company subject to the control and final
1-51 authority of the state agency or other state governmental entity
1-52 that occupies the building or uses the grounds.

1-53 (e) The office shall determine the fee to be charged for
1-54 each day that a state building or grounds are used by a production
1-55 company. The office may allow each state building or grounds to be
1-56 used without charge, other than the reimbursement of expenses under
1-57 Subsection (f), for seven days during each state fiscal year and may
1-58 determine the allocation of those days. Fees collected under this
1-59 subsection shall be deposited to the credit of the general revenue
1-60 fund.

1-61 (f) The production company shall reimburse:

1-62 (1) a state agency or other state governmental entity
1-63 for any cost incurred by the agency or other entity as a result of

2-1 the use of a state building or grounds by the company; and
2-2 (2) the state agency or other state governmental
2-3 entity having charge and control of a state building or grounds for
2-4 the cost of repairing damage to the building or grounds resulting
2-5 from use by the company.

2-6 (g) A state agency or other state governmental entity shall
2-7 notify the production company in writing of any cost subject to
2-8 reimbursement under Subsection (f). The production company shall
2-9 reimburse the cost not later than the 21st day after the date on
2-10 which it receives notice from the agency or other entity.

2-11 SECTION 2. This Act takes effect September 1, 2007.

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