

## 2013 MN H 729, Enacted

Minnesota

SUMMARY: Appropriates money for jobs and economic development, commerce and consumer protection, and housing; relates to labor and industry, medical license fees, employment, economic development, and workforce development, the unemployment insurance tax, notice for contracts for deed involving residential property, a requirement that elevator contractors maintain liability insurance, broadband development, and a requirement that the Department of Transportation post a database on its Web site.~SAME AS: MN S 1057#

Legislative History and Analysis

Changes in Bill text reflected as:

~~Text Deleted~~

*Text Added*

~~Text Vetoed~~

Current Legislative Status

02/20/2013 INTRODUCED.

02/20/2013 To HOUSE Committee on RULES AND LEGISLATIVE ADMINISTRATION.

02/28/2013 From HOUSE Committee on RULES AND LEGISLATIVE ADMINISTRATION: Do pass.

02/28/2013 Rereferred to HOUSE Committee on JOBS AND ECONOMIC DEVELOPMENT FINANCE AND POLICY.

04/08/2013 From HOUSE Committee on JOBS AND ECONOMIC DEVELOPMENT FINANCE AND POLICY: Do pass as amended.

04/08/2013 Rereferred to HOUSE Committee on WAYS AND MEANS.

04/10/2013 From HOUSE Committee on WAYS AND MEANS: Do pass as amended.

04/10/2013 In HOUSE. Second Reading.

04/15/2013 Amended on HOUSE floor.

04/15/2013 Passed HOUSE. \*\*\*\*\*To SENATE.

04/16/2013 To SENATE Committee on FINANCE.

04/19/2013 From SENATE Committee on FINANCE: Do pass as amended.

04/19/2013 In SENATE. Second Reading.

04/20/2013 Passed SENATE. \*\*\*\*\*To HOUSE for concurrence.

04/20/2013 HOUSE refused to concur in SENATE amendments.

04/20/2013 \*\*\*\*\*To CONFERENCE Committee.

05/15/2013 CONFERENCE Committee Report adopted by HOUSE.

05/16/2013 CONFERENCE Committee Report adopted by SENATE.

05/21/2013 \*\*\*\*\*To GOVERNOR.

05/23/2013 Signed by GOVERNOR.

05/23/2013 Filed with Secretary of State. Chapter No. 2013-85

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session: Minnesota 88th Regular Session

cite: 2013 MN H 729

Enacted

May 23, 2013

Mahoney

An act

relating to state government; appropriating money for jobs and economic development; modifying labor and industry; employment, economic development, and workforce development; unemployment insurance; miscellaneous provisions; commerce and consumer protection; utility regulation; energy and solar energy regulations; creating various renewable energy incentives; imposing penalties; increasing fees; requiring reports; authorizing rulemaking; appropriating money to various state boards, agencies, and departments; amending Minnesota Statutes 2012, sections 16B.122, subdivision 2; 16C.144, subdivision 2; 45.0135, subdivision 6; 60A.14, subdivision 1; 65B.84, subdivision 1; 116J.70, subdivision 2a; 116J.8731, subdivisions 2, 3, 8, 9; 116L.17, subdivision 4, by adding a subdivision; 116U.26; 136F.37; 154.001, by adding a subdivision; 154.003; 154.02; 154.05; 154.06; 154.065, subdivision 2; 154.07, subdivision 1; 154.08; 154.09; 154.10, subdivision 1; 154.11, subdivision 1; 154.12; 154.14; 154.15, subdivision 2; 154.26; 155A.23, subdivisions 3, 8, 11; 155A.25, subdivisions 1a, 4; 155A.27, subdivisions 4, 7, 10; 155A.29, subdivision 2; 155A.30, by adding a subdivision; 177.27, subdivision 4; 216B.16, subdivision 7b; 216B.1635; 216B.164, subdivisions 2, 3, 4, 6, by adding subdivisions; 216B.1691, subdivision 2e, by adding a subdivision; 216B.1692, subdivisions 1, 8, by adding a subdivision; 216B.1695, subdivision 5, by adding a subdivision; 216B.2401; 216B.241, subdivisions 1, 1e, by adding a subdivision; 216B.2411, subdivision 3; 216C.05; 216C.435, subdivision 8, by adding a subdivision; 216C.436, subdivisions 2, 7, 8; 239.101, subdivision 3; 245.4712, subdivision 1; 268.051, subdivision 5; 268.07, subdivision 3b; 268.125, subdivisions 1, 3, 4, 5; 268.136, subdivisions 1, 2, 3, 4, 5, by adding a subdivision; 268.23; 268A.13; 268A.14, subdivision 1; 298.22, subdivision 1; 298.28, subdivision 9c; 326.02, subdivision 5; 326A.04, subdivisions 2, 3, 5, 7; 326A.10; 326B.081, subdivision 3; 326B.082, subdivision 11; 326B.093, subdivision 4; 326B.101; 326B.103, subdivision 11; 326B.121, subdivision 1; 326B.163, by adding subdivisions; 326B.184, subdivisions 1, 2, by adding a subdivision; 326B.187; 326B.31, by adding a subdivision; 326B.33, subdivisions 19, 21; 326B.36, subdivision 7; 326B.37, by adding a subdivision; 326B.43, subdivision 2; 326B.49, subdivisions 2, 3; 326B.89, subdivision 1; 327B.04, subdivision 4; 341.21, subdivision 3a; 341.221; 341.27; 341.29; 341.30, subdivision 4; 341.32, subdivision 2; 341.321; 429.101, subdivision 2; 462.358, subdivision 2b; 462A.37, subdivision 1; 507.235, subdivision 2; 559.211, subdivision 2; Laws 2005, chapter 97, article 10, section 3; Laws 2006, chapter 269, section 2, as amended; Laws 2011, First Special Session chapter 2, article 2, section 3, subdivision 4; Laws 2012, chapter 201, article 1, section 3; proposing coding for new law in Minnesota Statutes, chapters 3; 116C; 116J; 116L; 154; 155A; 161; 179; 216B; 216C; 268; 326B; 383D; 559; proposing coding for new law as Minnesota Statutes, chapter 80G; repealing Minnesota Statutes 2012, sections 116W.01; 116W.02; 116W.03; 116W.035; 116W.04; 116W.05; 116W.06; 116W.20; 116W.21; 116W.23; 116W.24; 116W.25; 116W.26; 116W.27; 116W.28; 116W.29; 116W.30; 116W.31; 116W.32; 116W.33; 116W.34; 155A.25, subdivision 1; 216B.1637; 237.012, subdivision 3; 326A.03, subdivisions 2, 5, 8; 326B.31, subdivisions 18, 19, 22; 326B.978, subdivision 4; 507.235, subdivision 4; Minnesota Rules, parts 1105.0600; 1105.2550; 1105.2700; 1307.0032; 3800.3520, subpart 5, items C, D; 3800.3602, subpart 2, item B.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

ARTICLE 1

APPROPRIATIONS

**SECTIONS NOT PERTAINING TO THE FILM INCENTIVE HAVE BEEN OMITTED.**

*(k) \$5,000,000 each year is from the general fund for a grant to the Minnesota Film and TV Board for the film production jobs program under Minnesota Statutes, section 116U.26. This appropriation is available until expended. The base funding for this program shall be \$1,500,000 each year in the fiscal year 2016-2017 biennium.*

**SECTIONS NOT PERTAINING TO THE FILM INCENTIVE HAVE BEEN OMITTED.**

Sec. 16. Minnesota Statutes 2012, section 116U.26, is amended to read:

116U.26 FILM PRODUCTION JOBS PROGRAM.

(a) The film production jobs program is created. The program shall be operated by the Minnesota Film and TV Board with administrative oversight and control by the commissioner of ~~administration~~ *employment and economic development*. The program shall make payment to producers of feature films, national television or Internet programs, documentaries, music videos, and commercials that directly create new film jobs in Minnesota. To be eligible for a payment, a producer must submit documentation to the Minnesota Film and TV Board of expenditures for production costs incurred in Minnesota that are directly attributable to the production in Minnesota of a film product.

The Minnesota Film and TV Board shall make recommendations to the commissioner of ~~administration~~ *employment and economic development* about program payment, but the commissioner has the authority to make the final determination on payments. The commissioner's determination must be based on proper documentation of eligible production costs submitted for payments. No more than five percent of the funds appropriated for the program in any year may be expended for administration , *including costs for independent audits and financial reviews of projects* .

(b) For the purposes of this section:

(1) "production costs" means the cost of the following:

(i) a story and scenario to be used for a film;

(ii) salaries of talent, management, and labor, including payments to personal services corporations for the services of a performing artist;

(iii) set construction and operations, wardrobe, accessories, and related services;

(iv) photography, sound synchronization, lighting, and related services;

(v) editing and related services;

(vi) rental of facilities and equipment; ~~or~~

(vii) other direct costs of producing the film in accordance with generally accepted entertainment industry practice; ~~and~~

*(viii) above-the-line talent fees for nonresident talent; or*

*(ix) costs incurred during postproduction; and*

(2) "film" means a feature film, television or Internet ~~show, pilot, program, series,~~ documentary, music video, or television commercial, whether on film, video, or digital media. Film does not include news, current events, public programming, or a program that includes weather or market reports; a talk show; a production with respect to a questionnaire or contest; a sports event or sports activity; a gala presentation or awards show; a finished production that solicits funds; or a production for which the production company is required under United States Code, title 18, section 2257, to maintain records with respect to a performer portrayed in a single-media or multimedia program.

(c) Notwithstanding any other law to the contrary, the Minnesota Film and TV Board may make reimbursements of:

(1) up to ~~20~~ *25* percent of ~~film~~ production costs for films that locate production outside the metropolitan area, as defined in section 473.121, subdivision 2, or that incur ~~production costs in excess of \$5,000,000~~ *a minimum Minnesota expenditure of \$1,000,000* in the metropolitan area within a 12-month period; or (2) up to ~~15~~ *20* percent of ~~film~~ production costs for films that incur *less than \$1,000,000 in Minnesota* production costs ~~of \$5,000,000 or less~~ in the metropolitan area within a 12-month period.

*EFFECTIVE DATE. This section is effective the day following final enactment.*

**SECTIONS NOT PERTAINING TO THE FILM INCENTIVE HAVE BEEN OMITTED.**