
A BILL FOR AN ACT

RELATING TO CREATIVE MEDIA.

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

1 SECTION 1. The legislature finds that the Hawaii film and
2 television industry has continued to grow over the past twenty
3 years due, in part, to various state incentives that allow the
4 State to effectively subsidize some production costs. These
5 public-private partnerships have not only increased the number
6 of feature films, television series, and commercial productions
7 filming in Hawaii, but have also directly increased the number
8 of media-related jobs and the amount of tax revenue to the
9 State. During 2020, film production in Hawaii generated a net
10 of \$104,900,000 in gross domestic product and many times that
11 figure in economic benefits from that spending.

12 The legislature further finds that film festivals working
13 with capitol modern, formerly known as the Hawaii state art
14 museum, and other institutions have helped to support Hawaii
15 filmmakers by promoting new and emerging talent in Hawaii,
16 helping to provide careers in creative media, increasing funding
17 sources for filmmaking, and supporting creative media



1 collaborations through educational programs. Film festivals in
2 Hawaii attract tens of thousands of viewers and generate
3 millions of dollars in additional spending and economic
4 benefits.

5 The legislature additionally finds that there is currently
6 a Hawaii film and creative industries development special fund
7 within the department of business, economic development, and
8 tourism that has been ineffective at supporting Hawaii's
9 filmmakers by failing to award grants for film, media, and
10 creative industries intellectual property development projects.

11 Accordingly, the purpose of this Act is to repeal the
12 Hawaii film and creative industries development special fund and
13 transfer funds to a newly established filmmakers special fund,
14 to be used by the state foundation on culture and the arts to
15 award grants for film, media, and creative industries
16 intellectual property development projects that are created and
17 produced in Hawaii by Hawaii resident filmmakers.

18 SECTION 2. Chapter 9, Hawaii Revised Statutes, is amended
19 by adding a new section to be appropriately designated and to
20 read as follows:



1 "§9- Filmmakers special fund; established. (a) There
2 is established within the department of accounting and general
3 services the filmmakers special fund into which shall be
4 deposited:

5 (1) Appropriations by the legislature to the special fund;

6 and

7 (2) Gifts, donations, and grants from public agencies and
8 private persons.

9 (b) In consultation with the creative industries division
10 of the department of business, economic development, and
11 tourism, the state foundation on culture and the arts shall
12 expend moneys in the fund to award grants from the filmmakers
13 special fund for film, media, and creative industries
14 intellectual property development projects that are created and
15 produced by Hawaii resident filmmakers in Hawaii."

16 SECTION 3. Section 235-17, Hawaii Revised Statutes, is
17 amended by amending subsection (k) to read as follows:

18 "(k) Each taxpayer claiming a tax credit under this
19 section shall submit to the department of business, economic
20 development, and tourism a fee for the motion picture, digital
21 media, and film production income tax credit in an amount equal



1 to 0.2 per cent of the tax credit claimed by the qualified
 2 production no later than the deadline stated in subsection (c).
 3 The department of business, economic development, and tourism
 4 may prescribe the form and method by which this fee is remitted,
 5 including through electronic means. The fees collected under
 6 this subsection shall be deposited into the [~~Hawaii film and~~
 7 ~~creative industries development~~] filmmakers special fund under
 8 section [~~201-113.~~] 9-_____."

9 SECTION 4. Section 201-113, Hawaii Revised Statutes, is
 10 repealed.

11 [~~"§201-113 Hawaii film and creative industries development~~
 12 ~~special fund.~~ (a) ~~There is established in the state treasury~~
 13 ~~the Hawaii film and creative industries development special fund~~
 14 ~~into which shall be deposited:~~

- 15 (1) ~~Appropriations by the legislature;~~
- 16 (2) ~~Donations and contributions made by private~~
 17 ~~individuals or organizations for deposit into the~~
 18 ~~fund;~~
- 19 (3) ~~Grants provided by governmental agencies or any other~~
 20 ~~source;~~



1 ~~(4) Effective January 2, 2023, all revenues, fees, and~~
2 ~~charges from the processing of the motion picture,~~
3 ~~digital media, and film production income tax credit~~
4 ~~pursuant to section 235-17; and~~

5 ~~(5) Effective July 1, 2022, all existing and future~~
6 ~~revenues, fees, and income received by the department~~
7 ~~from its management of public facilities that support~~
8 ~~media and entertainment workforce and business~~
9 ~~development, with the exception of the Hawaii film~~
10 ~~studio.~~

11 ~~(b) The fund shall be used by the department to provide~~
12 ~~for:~~

13 ~~(1) A program to provide seed capital for film, media,~~
14 ~~electronic sports, and creative industries~~
15 ~~intellectual property development projects for export,~~
16 ~~as determined by the department;~~

17 ~~(2) Programs that expand the skills of the State's resident~~
18 ~~workforce in the film, media, and creative industries;~~

19 ~~(3) Marketing programs that attract business opportunities~~
20 ~~in the film, media, and creative industries in the~~
21 ~~State; and~~



Report Title:

Filmmakers Special Fund; State Foundation on Culture and the Arts; DBEDT; Creative Industries Division; Grant; Appropriation

Description:

Establishes the Filmmakers Special Fund for the State Foundation on Culture and the Arts to award grants for film, media, and creative industries intellectual property development projects in Hawaii. Repeals the Hawaii Film and Creative Industries Development Special Fund and transfers funds to the Filmmakers Special Fund. Appropriates funds for grants. Effective 7/1/3000. (HD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

