

THE MOTION PICTURE INCENTIVE PROGRAM

Community Film Incentive Program



**Utah Governor's Office of Economic Development
Utah Office of Tourism, Film & Global Branding
Utah Film Commission**

Governor: **Gary R. Herbert**
Lieutenant Governor: **Spencer J. Cox**
Executive Director, GOED: **Val Hale**
Deputy Director, GOED: **Ben Hart**
Managing Director of Utah Office of Tourism, Film & Global Branding: **Vicki Varela**
Director, Utah Film Commission: **Virginia Pearce**

The purpose of the Motion Picture Incentive Program (MPIP) is to encourage the use of Utah as a site for film production. Utah's crew, vendors, cast, natural scenic wonders and diverse topography provide a variety of magnificent settings from which the film industry can choose to shoot a production.

As part of the MPIP, the Community Film Incentive Program (CFIP) is designed for projects that have a Utah spend (dollars left in the State) of less than \$500,000. The CFIP is designed as a platform to foster new and up-and-coming local filmmakers and productions. By investing in Utahns, our office is creating opportunities for new talent within the state's creative sector, while developing the next generation of Utah film crew.

Contents

Page 1CFIP Overview, Program Information

Page 2..... CFIP Minimum Program Requirements, Deadlines and Dates, Review Criteria

Page 3CFIP Application Requirements, Process

Page 4-8CFIP Application

Attachment I Request for Protected Record Status

OVERVIEW

The Community Film Incentive Program (CFIP) is a 20% post-performance incentive that offers a cash rebate on qualified dollars left in the State Of Utah by a motion picture company.

The CFIP is designed as a platform to foster new and up-and-coming local filmmakers and productions. By investing in Utahns, our office is creating opportunities for new talent within the state’s creative sector, while developing the next generation of Utah film crew.

The CFIP is available for narrative, documentary, episodic series and reality television productions that intend to be distributed commercially. A production company can only receive one incentive per year through the CFIP. All projects are subject to the availability of CFIP funds.

The CFIP is not available for the following production types:

- News, weather or current events
- Commercials or print campaigns
- Industrial, infomercial or corporate productions
- Live broadcasts, award shows, gala events
- Sporting events
- Programs that solicit funds

PROGRAM INFORMATION

Incentive Rate	Required Spend Range	Type of Incentive	Program Qualifications	Application Deadlines
20%	\$20,000-\$500,000	Cash Rebate	<ul style="list-style-type: none"> • Director, Writer or Producer is a Utah resident • 85% of cast & crew are Utah residents and earning at least \$100 a day • At least 1 of the key department heads has to be in the position for the first time 	Quarterly (Sept, Nov, Feb, May)

MINIMUM REQUIREMENTS

Production companies must meet the following requirements to be considered for the CFIP:

1. CFIP Application must be completed and accepted PRIOR to the start of principal photography (see approval deadlines below)
2. Demonstrate the Utah production budget is 100% financed
3. Show a Utah Film Commission screen credit
4. Supply 3-5 production film stills
5. Grant access to ATL interviews and/or BTS footage*
 - a. The production will produce the footage and deliver it to the UFC
 - b. Or the UFC will be allowed on set to produce BTS footage and conduct ATL interviews
6. Deliver an independent audit review from a Utah CPA *

*ATL=Above the Line, BTS=Behind the Scenes, CPA=Certified Public Accountant

DEADLINES & DATES Fiscal Year 2018

CFIP Application Submission Deadlines

August 31, 2017 November 30, 2017
September 29, 2017 December 29, 2017
October 27, 2017

GOED Board Meetings

September 14, 2017 December 14, 2017
October 12, 2017 January 11, 2018
November 9, 2017

REVIEW CRITERIA

The CFIP is not administered on a first-come, first-served basis. Submitting an application shouldn't be construed as a property right and neither the UFC nor the GOED Board is required to approve an application for a Utah film incentive. Each CFIP Application will be reviewed by the Utah Film Commission on the following criteria:

- 1. Utah Impact**
 - a. The extent to which the project has a storyline set in Utah
 - b. Number of cast & crew that are Utah residents
 - c. Writer, Director and/or Producer are Utah residents
 - d. The extent to which the project is suitable for all audiences
- 2. Economic Impact**
 - a. Amount of cast & crew wages that are industry standard
 - b. The percentage of the project that is based in a rural area
 - c. Number of production days in Utah
 - d. Extent to which the project is commercially viable
- 3. Social Impact**
 - a. The diversity of the cast & crew
 - i. Gender, race, ethnicity, and veteran
 - b. Project provides opportunities for up-and-coming crew
 - c. Production is environmentally responsible

APPLICATION REQUIREMENTS

Only completed applications will be accepted, requiring the following to be attached:

1. Script
2. Line item budget
 - Total budget
 - Utah spend (qualified dollars left in the state)
3. Proof of financing documentation, one of the following is needed:
 - Completion bond
 - SAG bond
 - Payroll statement
 - Bank statement
 - In-studio financing letter or agreement
4. This application and other records related to this application may be subject to public disclosure under Utah's Government Access and Management Act (GRAMA). To request information be protected, please submit ATTACHMENT I REQUEST FOR PROTECTED RECORD STATUS. More information on GRAMA can be found on the Utah Attorney General website.

APPLICATION PROCESS

1. The motion picture company submits a completed application via e-mail, in PDF format to Virginia Pearce at vpearce@utah.gov and 'Cc' Callye Cleverly at callyecleverly@utah.gov.
2. The UFC will determine advancement of the production to the GOED Board.
3. The GOED Board will review a summary of the CFIP Application and will either approve or deny the CFIP Application.
4. UFC will notify applicant within 24 hours of GOED Board meetings.

Application Date:

Project Information

Project Title

Check off to verify minimum requirements

- \$20,000.00-\$500,000.00 in Utah spend
- Director, writer or producer is a Utah resident
- 85% of cast & crew are Utah residents and earn at least \$100/day
- At least one key department head is in the position for the first time

Estimated Dollars Left in the State: \$

Dollar Amount of Incentive Requested: \$

Project's Total Budget: \$

Project Type

Feature

Documentary

Narrative

Short

Television Series

Genre

Other:

Production Company and Contact Information

Production Company - Entity that will claim the cash rebate.

Company Name:

Type of Company/State Corporation: Federal Tax ID Number:

Mailing Address:

City: State: Zip:

Telephone Number:

Primary Contact Information

This contact receives State of Utah contract.

Company Name:

Name: Title:

Mailing Address:

City: State: Zip:

Telephone Number:

E-Mail Address:

Secondary Contact Information

This contact receives State of Utah contract.

Company Name:

Name: Title:

Mailing Address:

City: State: Zip:

Telephone Number:

E-Mail Address:

Production Company and Contact Information (Cont'd...)

Person completing the application, if different.

Name: Title:
Mailing Address:
City: State: Zip:
Telephone Number:
E-Mail Address:

Contact for Legal Issues and Legal Notices

This contact receives State of Utah contract.

Name:
Mailing Address:
City: State: Zip:
Telephone Number:
E-Mail Address:

Executive Producer(s) and Producer(s)

Executive Producer:

Add IMDb or resume link:

1. <input type="text"/>	<input type="text"/>
2. <input type="text"/>	<input type="text"/>
3. <input type="text"/>	<input type="text"/>
4. <input type="text"/>	<input type="text"/>

Producer:

Add IMDb or resume link:

1. <input type="text"/>	<input type="text"/>
2. <input type="text"/>	<input type="text"/>
3. <input type="text"/>	<input type="text"/>
4. <input type="text"/>	<input type="text"/>

Check if you plan to submit resumes to our office. Not required if a link is provided.

Director(s) and Principal Cast

Director:

Add IMDb or resume link:

1. <input type="text"/>	<input type="text"/>
2. <input type="text"/>	<input type="text"/>

Talent (Principals):

Add IMDb or resume link:

1. <input type="text"/>	<input type="text"/>
2. <input type="text"/>	<input type="text"/>
3. <input type="text"/>	<input type="text"/>
4. <input type="text"/>	<input type="text"/>

Check if you plan to submit resumes to our office. Not required if a link is provided.

Budget Please include a line item budget with this application.

Project's Total Budget: \$

Utah Budget (dollars left in the state): \$

100% Financing Documentation, which of the following is attached:

Check all that apply.

Completion Bond

SAG Bond

Payroll Statement

Bank Statement

In-studio financing letter or agreement

Distribution Plan

Describe distribution plan (e.g studio pickup, festival circuit, etc.) (no more than one paragraph)

Script and Synopsis

Submit a synopsis (no more than one paragraph)

Script: Submit the most current draft of the complete script

The most current script has been submitted to the UFC.

A current script will be sent to the UFC.

A treatment has been submitted to the UFC.

A treatment will be sent to the UFC.

Note: A current draft of the script must be submitted before an application can be approved. A treatment may be substituted for a script in some cases. Please contact the UFC for more information.

CFIP Project Criteria Please refer to page 2 for more information on the criteria of the program.

	Cast	Crew	Extras
Total number of			
Total number of Utah			
Average daily wage for Utah			

List all Directors, Writers or Producers that are Utah Residents:

List all first time crew and first time department heads with their position or title:

Utah Production Dates		
	Start	Finish
Prep dates		
Principal photography		
Wrap dates		
Post production		

Total Number of Utah production days:

If known at this time, list counties where filming will take place.

Incentive Please refer to page 2 for more information on the criteria of the program.

Please explain why this project fits the Community Film Incentive Program criteria:

Describe the social and economic impact this production would have on Utah:

Other

Has the production company or producer ever filmed in the State of Utah? Yes No

Describe any outstanding material issues facing your production or company that could have a negative impact against the project going forward? If none, leave blank.

Other (Cont'd...)

References:

Credit or bank reference of production account:

Three professional industry references

Name	Title	Contact
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>

Other information you would like to provide:

Application Checklist

Please be prepared to submit the following materials with this application. Only complete applications will be accepted.

1. Script
2. Line item budget
 - Total budget
 - Utah spend (qualified dollars left in the state)
3. Proof of financing documentation, one of the following is needed:
 - Completion bond
 - SAG bond
 - Payroll statement
 - Bank statement
 - In-studio financing letter or agreement

Once complete, send all materials via E-mail: 'To' Virginia Pearce, vpearce@utah.gov, and 'Cc' Callye Cleverly at ccleverly@utah.gov. Handwritten applications won't be accepted.

I agree that I have full authority to represent the applying company for the MPIP and all information is complete and correct.

Name

Title

Date

ATTACHMENT I
REQUEST FOR PROTECTED RECORD STATUS

(Business Confidentiality Claim)

Name and Address of business and representative making this confidentiality claim (please print or type):

I request that the attached /enclosed information (record) provided to the Governor's Office of Economic Development (GOED), or any of its agencies (divisions or programs), be considered confidential and given protected status.

Description of the information (record) which is to be covered by this confidentiality claim and which you believe qualifies for protected status:

The Following reasons support this claim of business confidentiality; Please check (✓) all of the following which apply:

- 1. The Record provided is a trade secret (as defined in U.C.A. 13-24-2).
- 2. The record is commercial or non-individual financial information and disclosure of the information could reasonably be expected to result in unfair competitive injury to the provider of the information.
- 3. The record is commercial or non-individual information and disclosure of the information could reasonably be expected to impair the ability of GOED, or its agencies, to obtain necessary information in the future.
- 4. The record is commercial or non-individual financial information and the interest of the provider in prohibiting access to the information is greater than the interest of the public in obtaining access.
- 5. The information provided may contain the following (see U.C.A. 63G-2-305 for complete information on records which may be classified as protected):
 - a. The record would reveal negotiations regarding assistance or incentives offered by or requested from GOED for the purpose of encouraging a person to expand or locate a business in Utah, but only if disclosure would result in actual economic harm to the person or place GOED at a competitive disadvantage. (U.C.A. 63G-2-305(35))
NOTICE: Records evidencing a final contract may not be classified protected under this section.

Statement (a concise written statement supporting a business confidentiality claim is required, U.C.A. 63G-2-309(1)(a)), attach additional sheets if necessary.

NOTE: Claimant shall be notified if a record claimed to be protected is classified public or if the determination is made that the record should be disclosed because the interest favoring access outweigh the interest favoring restriction of access. Records claimed to be protected under this business confidentiality claim may not be disclosed until the period in which to bring an appeal expires or the end of the appeals process, including judicial appeal (unless the claimant, after notice has waived the claim by not appealing or intervening before the record committee). (U.C.A. 63G-2-309)

By _____ Date _____