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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(16)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: July 2, 2013

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution urging the Florida Legislature to make a long-term commitment to fund the current film, television and entertainment production tax credit incentive program that fosters economic development and creates jobs; identifying this issue as a critical county priority for this 2014 session; urging the Florida Association of Counties to identify this issue as one of its priorities for the 2014 session

Resolution No. R-602-13

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairwoman Rebeca Sosa.

R. A. Cuevas, Jr.
County Attorney

RAC/jls

MEMORANDUM
(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: July 2, 2013

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 11(A)(16)

Please note any items checked.

_____ **"3-Day Rule" for committees applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

✓ **Ordinance creating a new board requires detailed County Mayor's report for public hearing**

_____ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve**

_____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(16)
7-2-13

RESOLUTION NO. R-602-13

RESOLUTION URGING THE FLORIDA LEGISLATURE TO MAKE A LONG-TERM COMMITMENT TO FUND THE CURRENT FILM, TELEVISION AND ENTERTAINMENT PRODUCTION TAX CREDIT INCENTIVE PROGRAM THAT FOSTERS ECONOMIC DEVELOPMENT AND CREATES JOBS; IDENTIFYING THIS ISSUE AS A CRITICAL COUNTY PRIORITY FOR THE 2014 SESSION; URGING THE FLORIDA ASSOCIATION OF COUNTIES TO IDENTIFY THIS ISSUE AS ONE OF ITS PRIORITIES FOR THE 2014 SESSION

WHEREAS, every year thousands of film, television, commercial, music video and still shoot productions showcase Miami-Dade County to the world; and

WHEREAS, in recent years, these productions have included films such as Pain and Gain, Ironman 3, Step Up 4 and Rock of Ages, and television series such as Burn Notice, Magic City, The Glades and Graceland; and

WHEREAS, in addition, 91 television commercials have been permitted to film in Miami-Dade County since October 1st, 2012 including commercials for Nike, Fiat, Porsche and Lamborghini; and

WHEREAS, Miami-Dade County also is home to substantial Spanish language television productions by Telemundo, Univision and Venevision, among others; and

WHEREAS, Miami-Dade County currently has a significant film, television and entertainment presence to support production, including:

- 2,400 motion picture, video and support services;
- 214 production companies;
- 18 sound stages;
- 126 Post Production Companies;

- More than 30 cable networks;
- More than 200 advertising agencies;
- 20 recording studios; and
- A Telenovela Production and Distribution Center; and

WHEREAS, the film, television and entertainment productions and presence in Miami-Dade County is a significant source of economic development and job creation in our community; and

WHEREAS, during the 2010 legislative session, the Florida Legislature enacted Chapter No. 2010-147, Laws of Florida (SB 1752), which created the Florida Entertainment Industry Financial Incentive Program as set forth in Section 288.1254, Florida Statutes; and

WHEREAS, the Florida Entertainment Industry Financial Incentive Program offers tax credits to qualifying film, television and other entertainment industry projects on a first-come, first-served basis; and

WHEREAS, the Florida Entertainment Industry Financial Incentive Program began on July 1, 2010 and under current law will sunset on July 1, 2016; and

WHEREAS, the 2010 legislation initially allocated $242 million in tax credits; and

WHEREAS, the program was so successful that tax credits were claimed by projects almost immediately after the program went into effect and tax credits were made available; and

WHEREAS, during the 2011 session, the Florida Legislature allocated an additional $12 million to the program, and during the 2012 session, the Florida Legislature allocated another $42 million; and

WHEREAS, going into the 2013 session, tax credits totaling $296 million under the program had all been claimed as conditionally certified by current projects; and

WHEREAS, during the 2013 session, the Florida Legislature did not add funding to the Florida Entertainment Industry Financial Incentive Program, despite substantial lobbying efforts; and

WHEREAS, there are currently no tax credits available to attract new film, television and entertainment projects to Miami-Dade County and the rest of the State of Florida, other than credits that may be turned back in by projects that do not go forward; and

WHEREAS, in 2012, the Florida Legislature's Office of Economic and Demographic Research undertook an analysis that showed that film, television and entertainment incentive tax credits increase gross domestic product at a rate of $15 for every $1 of tax incentive provided; and

WHEREAS, the Legislature's study also concluded that film and entertainment incentive tax credits create thousands of private sector jobs each year; and

WHEREAS, there are few investments the Florida Legislature can make that produce the level of economic growth and job creation that the film and entertainment incentive tax credits have shown to produce; and

WHEREAS, the Florida Legislature needs to commit to funding film, television and entertainment incentives on a long-term basis to continue to attract productions to Miami-Dade County and the rest of the State of Florida; and

WHEREAS, the State of Florida is competing with other states for film, television and entertainment productions, and Florida will lose such productions to other states if Florida does not have incentives available; and

WHEREAS, this Board would like to strongly encourage the Florida Legislature to make a long-term commitment to fund film, television and entertainment incentives so as to continue

to attract such productions to this state and to foster the economic development and job creation that goes along with such productions; and

WHEREAS, this Board would further like to identify this issue as one of Miami-Dade County's critical priorities for the 2014 session and urge the Florida Association of Counties to identify this issue as one of its critical priorities for the 2014 session,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the Florida Legislature to make a long-term commitment to fund film, television and entertainment incentives that foster economic development and create jobs.

Section 2. Identifies the issue set forth in Section 1 above as a critical County priority for the 2014 state legislative session.

Section 3. Urges the Florida Association of Counties to include long-term funding for film, television and entertainment incentives as one of its critical priorities for the 2014 session.

Section 4. Directs the Clerk of this Board to send a certified copy of this resolution to the Governor, Senate President, House Speaker, the Chair and Members of the Miami-Dade State Legislative Delegation, President of the Florida Association of Counties/Leon County Commissioner Bryan Desloge, and the Executive Director of the Florida Association of Counties.

Section 5. Directs the County's state lobbyists to advocate for the passage of legislation and funding as set forth in Section 1 above, and authorizes and directs the Office of Intergovernmental Affairs to include this item as a critical County priority in the 2014 State Legislative Package when it is presented to the Board.

The Prime Sponsor of the foregoing resolution is Chairwoman Rebeca Sosa. It was offered by Commissioner **Dennis C. Moss**, who moved its adoption. The motion was seconded by Commissioner **Xavier L. Suarez** and upon being put to a vote, the vote was as follows:

Rebeca Sosa, Chairwoman	**aye**		
Lynda Bell, Vice Chair	**aye**		
Bruno A. Barreiro	**absent**	Esteban L. Bovo, Jr.	**absent**
Jose "Pepe" Diaz	**aye**	Audrey M. Edmonson	**aye**
Sally A. Heyman	**aye**	Barbara J. Jordan	**aye**
Jean Monestime	**aye**	Dennis C. Moss	**aye**
Sen. Javier D. Souto	**aye**	Xavier L. Suarez	**aye**
Juan C. Zapata	**aye**		

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of July, 2013. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: *Christopher Agrippa*
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. JMM

Jess M. McCarty