

CHAPTER 369
FORMERLY
SENATE BILL NO. 266
AS AMENDED BY
SENATE AMENDMENT NO. 1

AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATED TO THE DELAWARE MOTION PICTURE AND TELEVISION DEVELOPMENT COMMISSION.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

WHEREAS, the development of a strong motion picture and television industry would contribute substantially to the improvement of the State's economy; and

WHEREAS, the development of a strong motion picture and television industry would contribute to the social well-being of the State and its people; and

WHEREAS, the State of Delaware offers outstanding and unique human and natural resources for the development of a strong motion picture and television industry;

WHEREAS, Senate Joint Resolution 5 in the 148 General Assembly established the Delaware Motion Picture and Television Development Commission; and

WHEREAS to ensure the continued work of the Commission the Commission should be established in the Delaware Code.

Section 1. Amend Chapter 83, Title 29 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§8319 Delaware Motion Picture and Television Development Commission.

(a) There is hereby established the Delaware Motion Picture and Television Development Commission (the Commission) which shall consist of 9 members who shall be residents of the State of Delaware and shall consist of the following:

- (1) Secretary of Finance;
- (2) Secretary of the Department of Natural Resources and Environmental Control;
- (3) 3 members appointed by the Governor;
- (4) 2 members appointed by the President Pro Tempore;
- (5) 2 members appointed by the Speaker of the House.

(b) Members shall serve at the pleasure of the appointing authority. Members serving by virtue of position may appoint a designee to serve in their stead and at their pleasure.

(c) The Commission shall be formed under the Delaware Department of Finance.

(d) The Commission may create subcommittees, which may consist of nonmembers, to facilitate its work.

(e) The Commission shall organize itself in such manner as it deems desirable and necessary, including electing a chair, but no action shall be taken or motion or resolution adopted by the Commission except by an affirmative vote of a majority of the current members of said body.

(f) The Commission shall have the following powers:

- (1) To adopt such rules and regulations as it deems advisable with respect to the conduct of its own affairs;
- (2) To hold hearings, and to do or perform any acts which may be necessary, desirable or proper to carry out the purposes of this Commission;
- (3) To request and obtain from any department, division, board, bureau, commission, or other agency of the State or of any county, municipality, authority or other political subdivision within the State such assistance and data as will enable it to carry out its powers and duties hereunder;
- (4) To accept any federal funds granted, by Act of Congress, or by executive order, for all or any of the purposes of this Commission;
- (5) To accept any gifts, donations, bequests or grants of funds from private and public agencies for all or any of the purposes of this commission;

(6) To coordinate the activities of similar councils or boards appointed by any city or county within the State for all or any of the purposes of this commission;

(7) To create advisory councils necessary for the performance of responsibilities pursuant to this commission and to appoint members thereto; and

(8) To directly secure any and all location permits from any department, division, board, bureau, commission or other agency of the State or from any county, municipality, authority, or other political subdivision within the State for applicants interested in motion picture and television production within the State.

(f) The Commission shall prepare and implement programs to promote a motion picture and television industry within the state. Such programs shall include, but not be limited to:

(1) The preparation and distribution of promotional and informational materials pointing out desirable locations within the State, explaining the benefits and advantages of producing within the State, and detailing the services available at the State and local level and within the industry;

(2) Facilitating cooperation from local, State and Federal government agencies and private sector groups in regard to applications, locations, production and ancillary facilities;

(3) Cooperating with all sections of management and labor engaged in the motion picture and television industry; and

(4) Appearing on its own behalf before boards, commissions, departments, or other agencies of municipal, county or state government, or the Federal Government.

(g) The Office of the Secretary of Finance shall be responsible for administrative support.

Approved August 10, 2016