

SENATE BILL NO. 496—SENATORS LANGE;  
HAMMOND AND SEEVERS GANSERT

MAY 11, 2023

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JOINT SPONSOR: ASSEMBLYMAN C.H. MILLER

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Referred to Committee on Revenue and Economic Development

SUMMARY—Revises provisions relating to the film industry.  
(BDR S-1039)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

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AN ACT relating to economic development; enacting the Nevada Film Studio Infrastructure Act; requiring the Office of Economic Development to enter into a development agreement with the Las Vegas Media Campus Project and the Summerlin Production Studios Project to establish certain development and investment criteria for the development of infrastructure for the production of motion picture and other qualified productions; authorizing a production company located at the Las Vegas Media Campus Project or the Summerlin Production Studios Project to apply to the Office of Economic Development for film infrastructure transferable tax credits for qualified productions produced at the sites of the Projects; enacting provisions governing the eligibility for and calculation of film infrastructure transferable tax credits for qualified productions produced at the Projects; revising provisions relating to noninfrastructure transferable tax credits for motion picture and other qualified productions; authorizing an additional amount of noninfrastructure transferable tax credits; establishing the Board for Nevada Film, Media and Related Technology Education and Vocational Training and the Account for Nevada Film, Media and Related Technology Education and Vocational Training; providing for the distribution of money from the Account to certain entities and organizations that provide education and vocational training for workforce development for the production of qualified productions in this State; and providing other matters properly relating thereto.



**Legislative Counsel's Digest:**

1 Existing law establishes a program for the issuance of transferable tax credits  
2 by the Office of Economic Development to the production company of a motion  
3 picture or other qualified production, based upon qualified direct production  
4 expenditures made for the purchase of personal property or services from a Nevada  
5 business. (NRS 360.758-360.7598) This bill revises provisions governing these  
6 transferable tax credits and enacts the Nevada Film Studio Infrastructure Act to  
7 authorize film infrastructure transferable tax credits for qualified productions  
8 produced at the site of the Las Vegas Media Campus Project and the Summerlin  
9 Production Studios Project.

10 **Sections 1-19** of this bill enact the Nevada Film Studio Infrastructure Act,  
11 which provides film infrastructure transferable tax credits for production companies  
12 located within: (1) the Las Vegas Media Campus Project, which is a proposed  
13 development located at the Harry Reid Research and Technology Park on the  
14 University of Nevada, Las Vegas campus, and which is also referred to as Zone 1;  
15 and (2) the Summerlin Production Studios Project, which is also referred to as Zone  
16 2. **Sections 1-19** allocate a specified amount of transferable tax credits for qualified  
17 productions produced within each of these Zones. **Section 10** of this bill requires  
18 the Office of Economic Development to enter into a development agreement with  
19 the lead participant of each Project to establish certain investment and development  
20 criteria that the Projects are required to satisfy in exchange for production  
21 companies located at the Projects to be eligible for film infrastructure transferable  
22 tax credits. **Section 11** of this bill authorizes the lead participant of each Project to:  
23 (1) elect, not later than 24 months after the execution of a development agreement  
24 with the Office, whether a production company must obtain the approval of the lead  
25 participant before applying for film infrastructure transferable tax credits; and (2)  
26 change that election at certain intervals. **Section 12** of this bill: (1) authorizes  
27 production companies located at each Project to apply to the Office for film  
28 infrastructure transferable tax credits for qualified productions produced at the  
29 Project; (2) establishes the date on which those production companies are  
30 authorized to begin applying for film infrastructure transferable tax credits; and (3)  
31 authorizes such credits to be used against the modified business tax, insurance  
32 premium tax or gaming license fee, or any combination of these taxes and fees.  
33 Under **section 12**, if the Office issues a certificate of eligibility for film  
34 infrastructure transferable tax credits to a production company, the production  
35 company is authorized to claim the credits against the modified business tax owed  
36 by the production company and obtain a refund to the extent that the amount of  
37 credits exceeds the liability of the production company for that tax. **Sections 13**  
38 **and 15** of this bill establish the production expenditures which are the basis for  
39 calculating the amount of film infrastructure transferable tax credits. **Section 14** of  
40 this bill provides that the base amount of film infrastructure transferable tax credits  
41 is 30 percent of the amount of qualified direct production expenditures calculated  
42 under **sections 13 and 15**. Under **section 12**, the amount of film infrastructure  
43 transferable tax credits issued for a qualified production is reduced by 10 percent of  
44 the amount of the credits issued and an amount of money equal to the amount of  
45 that reduction must be transferred to the Account for Nevada Film, Media and  
46 Related Technology Education and Vocational Training created by **section 30** of  
47 this bill. **Section 16** of this bill: (1) limits the total amount of film infrastructure  
48 transferable tax credits issued pursuant to **sections 1-19**; (2) requires annual  
49 increases to that amount for each fiscal year beginning on or after July 1, 2030; (3)  
50 authorizes the lead participant of each Project to establish exceptions to certain  
51 limits on the amount of film infrastructure transferable tax credits for a single  
52 qualified production at that Project; and (4) prohibits the approval of application for  
53 film infrastructure transferable tax credits if the application is submitted in a fiscal  
54 year that begins at least 20 years after the Las Vegas Media Campus Project



55 becomes eligible to apply for film infrastructure transferable tax credits. **Section 17**  
56 of this bill requires the Executive Director of the Office to approve applications for  
57 film infrastructure transferable tax credits if the production company submitting the  
58 application is eligible for such credits. **Section 19** of this bill requires certain  
59 reports to be made to the Legislature concerning film infrastructure transferable tax  
60 credits.

61 **Sections 20-23** of this bill make various changes to the existing law governing  
62 the noninfrastructure transferable tax credits for motion and other productions.  
63 (NRS 360.758-360.7598) **Section 20** of this bill: (1) provides that digital media  
64 productions are qualified productions for the purposes of eligibility for film  
65 infrastructure transferable tax credits and noninfrastructure transferable tax credits;  
66 and (2) clarifies that media productions solely produced for social media are not  
67 eligible for such transferable tax credits. **Section 21** of this bill: (1) authorizes a  
68 production company that submits an application for noninfrastructure transferable  
69 tax credits on or after July 1, 2023, to claim any credits issued against the liability  
70 of the production company for the modified business tax and obtain a refund of the  
71 credits to the extent that the amount of credits exceeds the tax liability of the  
72 production company; (2) provides for the amount of noninfrastructure transferable  
73 tax credits issued for a qualified production to be reduced by 10 percent of the  
74 amount of transferable tax credits issued; and (3) requires the transfer of the amount  
75 of that reduction to the Account for Nevada Film, Media and Related Technology  
76 Education and Vocational Training created by **section 30**. **Section 22** of this bill  
77 increases the base amount of transferable tax credits from 15 percent of the  
78 qualified direct production expenditures to 30 percent of the qualified direct  
79 production expenditures, subject to the transfer of money in an amount equal to 10  
80 percent of any credits issued to a production company to the Account for Nevada  
81 Film, Media and Related Technology Education and Vocational Training. **Section**  
82 **23** of this bill temporarily increases from \$10,000,000 to \$15,000,000 the total  
83 amount of noninfrastructure transferable tax credits for motion picture and other  
84 qualified productions that may be issued under the existing program for each fiscal  
85 year beginning on or after July 1, 2023.

86 **Sections 25-32** of this bill establish a program to provide grants to certain  
87 organizations that provide education and vocational training for workforce  
88 development in the production of motion pictures and other qualified productions.  
89 **Section 30** establishes the Account for Nevada Film, Media and Related  
90 Technology Education and Vocational Training for the purpose of allocating  
91 money to certain entities and organizations that provide education and vocational  
92 training for such workforce development. **Sections 12 and 21** require the transfer  
93 of certain money to the Account. Under **section 30**, money in the Account does not  
94 revert at the end of a fiscal year and must be carried forward for expenditure in the  
95 next fiscal year. **Section 30** requires the allocation of 45 percent of the money  
96 transferred to the Account to the Nevada Media Lab established at the Las Vegas  
97 Media Campus Project for the operation and overhead costs of the Nevada Media  
98 Lab and the allocation of the remaining money transferred to the Account to  
99 educational and vocational training organizations for programs for workforce  
100 development for the production of qualified productions in this State. **Section 31** of  
101 this bill establishes and provides for the composition of the Board for Nevada Film,  
102 Media and Related Technology Education and Vocational Training within the  
103 Office of Economic Development. **Section 32** of this bill: (1) requires the Board to  
104 establish procedures for applying for a grant from the Account and the criteria to be  
105 used to determine whether to make a grant to an applicant; and (2) prohibits the  
106 making of a grant from the Account unless the Board approves the application for  
107 the grant.

108 **Section 36** of this bill provides for the expiration of the provisions of this bill.



THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     **Section 1.** This act may be cited as the Nevada Film Studio  
2 Infrastructure Act.

3     **Sec. 2.** 1. The Legislature hereby finds and declares that:

4     (a) The Las Vegas Metropolitan Area is the largest metropolitan  
5 area in this State and has sites available to be developed to create  
6 large-scale facilities for the location of companies that produce  
7 motion pictures and other qualified production in this State, which  
8 will create jobs in that industry in this State and diversity the  
9 economy of this State.

10    (b) Because the Las Vegas Metropolitan Area is the only area in  
11 this State that is appropriate and suitable for the development of  
12 large-scale projects to develop large-scale facilities for the location  
13 of companies that produce motion pictures and other qualified  
14 productions and has all the special attributes, conditions and  
15 resources that are essential to support such facilities, it is necessary  
16 to enact a law of local and special application to promote, develop  
17 and secure the advantages of the local and special characteristics  
18 and circumstances within the Las Vegas Metropolitan Area, which  
19 are found nowhere else in this State, and to benefit the residents of  
20 the Las Vegas Metropolitan Area.

21    (c) Therefore, given that a law of local and special application is  
22 necessary to promote, develop and secure the advantages of the  
23 local and special characteristics and circumstances within the Las  
24 Vegas area, which are found nowhere else within this State, and  
25 given that such a law is necessary to benefit the residents of that  
26 local and special area, a general law cannot be made applicable to  
27 the purposes, objects, powers, rights, privileges, immunities,  
28 liabilities, duties and disabilities set forth in this act.

29    2. The Legislature further finds and declares that as a result of  
30 the construction of large-scale facilities for the production of motion  
31 pictures and other qualified productions in this State and the direct,  
32 indirect and induced economic benefits of such productions in this  
33 State, the enactment of this act will achieve a bona fide social or  
34 economic purpose and the economic benefits of the issuance of the  
35 transferable tax credits to encourage the location of large-scale  
36 facilities for the production of motion picture and other qualified  
37 productions are expected to exceed any adverse effect of the  
38 transferable tax credits on the revenue raised for the provision of  
39 services to the public by the State or a local government.

40    **Sec. 3.** As used in sections 1 to 19, inclusive, of this act,  
41 unless the context otherwise requires, the words and terms defined  
42 NRS 360.7581 to 360.7586, inclusive, have the meanings ascribed



1 to them in those sections and the words and terms defined in  
2 sections 4 to 9, inclusive, of this act have the meanings ascribed to  
3 them in those sections.

4 **Sec. 4.** “Capital investment” means all costs and expenses  
5 incurred by the participants in the Las Vegas Media Campus Project  
6 or the Summerlin Production Studios Project, as applicable, only in  
7 connection with the acquisition, construction, installation and  
8 equipping of the infrastructure at the Project for the production of  
9 qualified productions at the Project.

10 **Sec. 5.** “Las Vegas Media Campus Project” or “Zone 1”  
11 means a real estate development project undertaken by a business or  
12 group of businesses that is:

13 1. Located at the Harry Reid Research and Technology Park on  
14 the University of Nevada, Las Vegas campus and land contiguous  
15 to, and including all land within, the Park; and

16 2. A development consisting of a site that integrates at one site  
17 various components for the production of qualified productions,  
18 including, without limitation, film and television production studios  
19 with multiples soundstages and support facilities, sites for the  
20 creation of content for qualified productions and the Nevada Media  
21 Lab.

22 **Sec. 6.** “Lead participant” means the person designated by the  
23 participants in the Las Vegas Media Campus Project or the  
24 Summerlin Production Studios Project, as applicable, as the lead  
25 participant for that Project.

26 **Sec. 7.** “Nevada Media Lab” means a site within the Las  
27 Vegas Media Campus Project that will connect the Project with  
28 organizations in this State that provide vocational training and  
29 education for the development of a trained workforce for the  
30 production of qualified productions in this State. Participants in the  
31 Nevada Media Lab may include, without limitation, universities,  
32 colleges, community colleges, school districts, private schools,  
33 charter schools, secondary schools, elementary schools, media-  
34 related vocational school programs, hospitality workers, veterans  
35 organizations and other entities, organizations and persons that seek  
36 or provide vocational training and education.

37 **Sec. 8.** “Office” means the Office of Economic Development  
38 within the Office of the Governor.

39 **Sec. 9.** “Summerlin Production Studios Project” or “Zone 2”  
40 means the real property burdened by the following development  
41 agreements and owned by the master developer under such  
42 development agreements or such master developer’s affiliated  
43 entities:

44 1. Development Agreement between the Clark County and  
45 Howard Hughes Properties, Limited Partnership dated February 7,



1 1996, as amended, and recorded on September 4, 1996, in Book  
2 960904 as Instrument No. 01725 and re-recorded on September 10,  
3 1996, in Book 960910 as Instrument No. 01379 in the official  
4 records of the Clark County, Nevada Recorder's Office.

5 2. Development Agreement between the City of Las Vegas and  
6 Howard Hughes Properties, Limited Partnership, recorded on  
7 November 21, 1997, in book 971121 as Instrument No. 00839, as  
8 amended, in the official records of the Clark County, Nevada  
9 Recorder's Office.

10 **Sec. 10.** 1. Not later than 120 days after July 1, 2023, the  
11 Office of Economic Development shall enter into a development  
12 agreement with:

13 (a) The lead participant of the Las Vegas Media Campus  
14 Project, which is also known as Zone 1. The development  
15 agreement entered into pursuant to this paragraph:

16 (1) Except as otherwise provided in subsection 2, must  
17 require the Las Vegas Media Campus Project to make a total new  
18 capital investment in this State of:

19 (I) At least \$200,000,000, including the cost of any land  
20 acquired for the project and the cost equivalent of land subject to a  
21 ground lease, by December 31, 2027.

22 (II) At least a cumulative total, including the amount  
23 described in sub-subparagraph (I) of \$500,000,000 by December 31,  
24 2029;

25 (2) Must establish the minimum amount of square feet of  
26 building space at the Las Vegas Media Campus Project to be used  
27 for the various components of the production of qualified  
28 productions and require the Las Vegas Media Campus Project to  
29 include within that space the Nevada Media Lab;

30 (3) Must establish the minimum number of acres of  
31 contiguous real property that will be a part of the Las Vegas Media  
32 Campus Project; and

33 (4) May include such other provisions, not inconsistent with  
34 law, concerning the development of the Las Vegas Media Campus  
35 Project and the issuance of film infrastructure transferable tax  
36 credits pursuant to sections 1 to 19, inclusive, of this act, as agreed  
37 to by the Office and the lead participant of the Las Vegas Media  
38 Campus Project.

39 (b) The lead participant of the Summerlin Production Studios  
40 Project, which is also known as Zone 2. The development  
41 agreement entered into pursuant to this paragraph must:

42 (1) Except as otherwise provided in subsection 2, require the  
43 Summerlin Production Studios Project to:

44 (I) Complete construction of a development for the  
45 production of qualified productions at the site of the Summerlin



1 Production Studios Project, which consists of a new capital  
2 investment in this State of at least \$150,000,000, by December 31,  
3 2027; and

4 (II) Complete construction of a second phase of a  
5 development for the production of qualified productions at the site  
6 of the Summerlin Production Studios Project, which consists of a  
7 new capital investment in this State of at least \$250,000,000 in  
8 addition to the new capital investment described in sub-  
9 subparagraph (I), resulting in a cumulative new capital investment  
10 in this State of \$400,000,000, by December 31, 2029;

11 (2) Must establish the minimum amount of square feet of  
12 building space at the Summerlin Production Studios Project to be  
13 used for the various components of the production of qualified  
14 productions;

15 (3) Must establish the minimum number of acres of  
16 contiguous real property that will be a part of the Summerlin  
17 Production Studios Project; and

18 (4) May include such other provisions, not inconsistent with  
19 law, concerning the development of the Summerlin Production  
20 Studios Project and the issuance of film infrastructure transferable  
21 tax credits pursuant to sections 3 to 19, inclusive, of this act, as  
22 agreed to by the Office and the lead participant of the Summerlin  
23 Production Studios Project.

24 2. As the Executive Director of the Office deems necessary or  
25 advisable, the Executive Director may modify any requirement set  
26 forth in subparagraph (1) of paragraph (a) of subsection 1 or  
27 subparagraph (1) of paragraph (b) of subsection 1 by extending the  
28 date by which the capital investment set forth in those provisions  
29 must be made.

30 3. The Office shall not approve any abatement, partial  
31 abatement or exemption from taxes or any other incentive for  
32 economic development, other than film infrastructure transferable  
33 tax credits pursuant to sections 1 to 19, inclusive, of this act or  
34 noninfrastructure transferable tax credits pursuant to NRS 360.758  
35 to 360.7598, inclusive, for a Project if that Project has entered into a  
36 development agreement with the Office pursuant to this section.

37 **Sec. 11.** 1. Not later than 24 months after the date on which  
38 a development agreement is executed pursuant to section 10 of this  
39 act, the lead participant of the Las Vegas Media Campus Project and  
40 the lead participant of the Summerlin Production Studios Project  
41 shall each make an election for the lead participant's Project of  
42 whether a production company located at the site of the lead  
43 participant's Project must obtain the approval of the lead participant  
44 before applying for film infrastructure transferable tax credits  
45 pursuant to section 12 of this act. An election made pursuant to this



1 subsection is binding on the Project for 5 years after the date on  
2 which the election is made. Within 30 days after the date which is 5  
3 years after the date on which the initial election is made pursuant to  
4 this subsection, and every 5 years thereafter, the lead participant of  
5 the Las Vegas Media Campus Project or the Summerlin Production  
6 Studios Project, as applicable, may change the election made for the  
7 Project pursuant to this subsection.

8 2. If the lead participant of the Las Vegas Media Campus  
9 Project or the lead participant of the Summerlin Production Studios  
10 Project makes an election pursuant to subsection 1 that a production  
11 company located at the site of the lead participant's Project must  
12 obtain the approval of the lead participant before applying for film  
13 infrastructure transferable tax credits pursuant to section 12 of this  
14 act for the lead participant's Project, a production company located  
15 at the Project must obtain that approval before applying for film  
16 infrastructure transferable tax credits pursuant to section 12 of this  
17 act. A production company may apply for film infrastructure  
18 transferable tax credits pursuant to section 12 of this act without  
19 obtaining the approval of the lead participant for the Project at  
20 which the production company is located if the lead participant of  
21 that Project has not made an election pursuant to subsection 1 that a  
22 production company located at the site of the lead participant's  
23 Project must obtain the approval of the lead participant before  
24 applying for film infrastructure transferable tax credits pursuant to  
25 section 12 of this act.

26 **Sec. 12.** 1. Beginning on the date on which the Las Vegas  
27 Media Campus Project satisfies the criteria set forth in section 10 of  
28 this act, a production company that is located at the Las Vegas  
29 Media Campus Project and that produces, in whole or in part, a  
30 qualified production at the Las Vegas Media Campus Project, may  
31 apply to the Office of Economic Development for a certificate of  
32 eligibility for film infrastructure transferable tax credits for any  
33 qualified direct production expenditures. The film infrastructure  
34 transferable tax credits may be applied to:

- 35 (a) Any tax imposed by chapters 363A and 363B of NRS;
- 36 (b) The gaming license fees imposed by the provisions of  
37 NRS 463.370;
- 38 (c) Any tax imposed by chapter 680B of NRS; or
- 39 (d) Any combination of the fees and taxes described in  
40 paragraphs (a), (b) and (c).

41 2. Beginning at the time that the Summerlin Production Studios  
42 Projects executes a development agreement pursuant to section 10  
43 of this act, a production company that is located at the Summerlin  
44 Production Studios Project and that produces, in whole or in part, a  
45 qualified production at the Summerlin Production Studios Project,





1 may apply to the Office of Economic Development for a certificate  
2 of eligibility for film infrastructure transferable tax credits for any  
3 qualified direct production expenditures. The film infrastructure  
4 transferable tax credits may be applied to:

5 (a) Any tax imposed by chapters 363A and 363B of NRS;

6 (b) The gaming license fees imposed by the provisions of  
7 NRS 463.370;

8 (c) Any tax imposed by chapter 680B of NRS; or

9 (d) Any combination of the fees and taxes described in  
10 paragraphs (a), (b) and (c).

11 3. Except as otherwise provided in section 16 of this act, the  
12 Office shall approve an application for a certificate of eligibility for  
13 film infrastructure transferable tax credits if the Office finds that the  
14 production company is producing the qualified production, in whole  
15 or in part, at the Las Vegas Media Campus Project or the Summerlin  
16 Production Studios Project, as applicable, and the production  
17 company qualifies for the film infrastructure transferable tax credits  
18 pursuant to subsection 4. If the Office approves the application, the  
19 Office shall calculate the estimated amount of the film infrastructure  
20 transferable tax credits pursuant to sections 14, 15 and 16 of this act.

21 4. To be eligible for film infrastructure transferable tax credits  
22 pursuant to this section, the lead participant, on behalf of the  
23 production company, must:

24 (a) Submit an application that meets the requirements of  
25 subsection 5;

26 (b) If the lead participant of the Project at which the production  
27 company is located has made an election pursuant to section 11 of  
28 this act that requires approval of the lead participant before a  
29 production company may apply for film infrastructure transferable  
30 tax credits, provide proof to the Office that the lead participant has  
31 approved the production company to be issued film infrastructure  
32 transferable tax credits for the qualified production for which the  
33 application is submitted;

34 (c) Provide proof to the Office that 70 percent or more of the  
35 funding for the qualified production has been obtained;

36 (d) Provide proof to the Office that at least 60 percent of the  
37 direct production expenditures for:

38 (1) Preproduction;

39 (2) Production; and

40 (3) If any direct production expenditures for postproduction  
41 will be incurred in this State, postproduction,

42 ➔ of the qualified production will be incurred in this State as  
43 qualified direct production expenditures;

44 (e) Provide proof to the Office that the applicant:



1 (1) Has in place a diversity plan that outlines specific goals  
2 for hiring minority persons and women, and for using vendors that  
3 are minority-owned business enterprises or woman-owned business  
4 enterprises; and

5 (2) Has met or made good-faith efforts to achieve the goals  
6 set forth in the diversity plan;

7 (f) Not later than 270 days after the completion of principal  
8 photography of the qualified production or, if any direct production  
9 expenditures for postproduction will be incurred in this State, not  
10 later than 270 days after the completion of postproduction, unless  
11 the Office agrees to extend this period by not more than 90 days,  
12 provide the Office with an audit of the qualified production that  
13 includes an itemized report of qualified direct production  
14 expenditures which:

15 (1) Shows that the qualified production incurred qualified  
16 direct production expenditures of \$500,000 or more; and

17 (2) Is certified by an independent certified public accountant  
18 in this State who is approved by the Office;

19 (g) Pay the cost of the audit required by paragraph (f); and

20 (h) Enter into a written agreement with the Office that requires  
21 the production company to include:

22 (1) In the end screen credits of the qualified production:

23 (I) A logo of this State provided by the Office which  
24 indicates that the qualified production was filmed or otherwise  
25 produced in Nevada; and

26 (II) An acknowledgement that the qualified production  
27 was produced at the Project site; or

28 (2) If the qualified production does not have end screen  
29 credits, another acknowledgement in the final version of the  
30 qualified production which indicates that the qualified production  
31 was:

32 (I) Filmed or otherwise produced in Nevada; and

33 (II) Produced at the Project site.

34 5. An application submitted pursuant to subsection 4 must  
35 contain:

36 (a) A script, storyboard or synopsis of the qualified production;

37 (b) The names of the production company, producer, director  
38 and proposed cast;

39 (c) An estimated timeline to complete the qualified production;

40 (d) A summary of the budgeted expenditures for the entire  
41 production, including projected expenditures to be incurred outside  
42 of Nevada;

43 (e) Details regarding the financing of the qualified production,  
44 including, without limitation, any information relating to a binding



1 financing commitment, loan application, commitment letter or  
2 investment letter;

3 (f) An insurance certificate, binder or quote for general liability  
4 insurance of \$1,000,000 or more;

5 (g) The business address of the production company;

6 (h) The diversity plan of the production company;

7 (i) If the lead participant of the Project at which the production  
8 company is located has made an election pursuant to section 11 of  
9 this act that requires approval of the lead participant before a  
10 production company may apply for film infrastructure transferable  
11 tax credits, the lead participant has approved the production  
12 company to be issued film infrastructure transferable tax credits for  
13 the qualified production for which the application is submitted;

14 (j) Proof that the qualified production meets any applicable  
15 requirements relating to workers' compensation insurance; and

16 (k) Proof that the production company has secured all licenses  
17 and registrations required to do business in each location in this  
18 State at which the qualified production will be produced.

19 6. If the Office approves an application for a certificate of  
20 eligibility for film infrastructure transferable tax credits pursuant to  
21 this section, the Office shall immediately forward a copy of the  
22 certificate of eligibility which identifies the estimated amount of the  
23 tax credits available pursuant to section 14 of this act to:

24 (a) The applicant;

25 (b) The Department of Taxation; and

26 (c) The Nevada Gaming Control Board.

27 7. Within 60 business days after receipt of an audit provided by  
28 a production company pursuant to paragraph (f) of subsection 4 and  
29 any other accountings or other information required by the Office,  
30 the Office shall determine whether to certify the audit and make a  
31 final determination of whether a certificate of film infrastructure  
32 transferable tax credits will be issued. If the Office certifies the  
33 audit, determines that all other requirements for the film  
34 infrastructure transferable tax credits have been met and determines  
35 that a certificate of film infrastructure transferable tax credits will be  
36 issued, the Office shall notify the production company that the film  
37 infrastructure transferable tax credits will be issued. Within 30 days  
38 after the receipt of the notice, the production company shall make an  
39 irrevocable declaration of the amount of film infrastructure  
40 transferable tax credits that will be applied to each fee or tax set  
41 forth in subsection 1 or 2, as applicable, thereby accounting for all  
42 of the credits which will be issued. Upon receipt of the declaration,  
43 the Office shall issue to the production company a certificate of film  
44 infrastructure transferable tax credits in the amount approved by the  
45 Office for the fees or taxes included in the declaration of the



1 production company. The production company shall notify the  
2 Office upon transferring any of the film infrastructure transferable  
3 tax credits. The Office shall notify the Department of Taxation and  
4 the Nevada Gaming Control Board of all film infrastructure  
5 transferable tax credits issued, segregated by each fee or tax set  
6 forth in subsection 1 or 2, as applicable, and the amount of any film  
7 infrastructure transferable tax credits transferred.

8 8. Within 30 days after receipt of the notice of the issuance of  
9 film infrastructure transferable tax credits, the Department of  
10 Taxation or, if the film infrastructure transferable tax credits will be  
11 applied to the gaming license fee imposed by the provisions of NRS  
12 463.370, the Nevada Gaming Control Board shall notify the State  
13 Controller of the issuance of the film infrastructure transferable tax  
14 credits and the State Controller shall transfer an amount money  
15 equal to 10 percent of the amount of film infrastructure transferable  
16 tax credits issued to the production company to the Account for  
17 Nevada Film, Media and Technology Education and Vocational  
18 Training created by section 30 of this act. The amount of any film  
19 infrastructure transferable tax credits issued to a production  
20 company must be reduced by the amount of money transferred  
21 pursuant to this subsection to the Account for Nevada Film, Media  
22 and Technology Education and Vocational Training created by  
23 section 30 of this act.

24 9. If, pursuant to subsection 7, the Office issues a certificate of  
25 film infrastructure transferable tax credits to a production company,  
26 the production company may apply the film infrastructure  
27 transferable tax credits to the tax imposed by chapter 363B of NRS  
28 on the production company. The production company must claim  
29 such credits on the first return filed with the Department of Taxation  
30 pursuant to NRS 363B.110 after the issuance of the film  
31 infrastructure transferable tax credits. To the extent that the amount  
32 of film infrastructure transferable tax credits exceeds the amount of  
33 tax due for that period, the Department of Taxation shall issue to the  
34 production company a refund of the amount by which the amount of  
35 credits exceeds the amount of tax due.

36 10. An applicant for film infrastructure transferable tax credits  
37 pursuant to this section shall, upon the request of the Executive  
38 Director of the Office, furnish the Executive Director with copies of  
39 all records necessary to verify that the applicant meets the  
40 requirements of subsection 4.

41 11. The Office:

42 (a) Shall adopt regulations prescribing:

43 (1) Any additional qualified expenditures or production costs  
44 that may serve as the basis for film infrastructure transferable tax  
45 credits pursuant to section 13 of this act;



- 1 (2) The application review process;
- 2 (3) That a qualified production that receives a rating of NC-
- 3 17 from the Motion Picture Association of America, or its successor
- 4 organization, is not eligible for film infrastructure transferable tax
- 5 credits;
- 6 (4) That a qualified production, other than a qualified
- 7 production which receives a rating from the Motion Picture
- 8 Association of America, or its successor organization, is not eligible
- 9 for film infrastructure transferable tax credits if it contains any
- 10 material that is equivalent to material that would cause a qualified
- 11 production rated by the Motion Picture Association of America, or
- 12 its successor organization, to be rated NC-17; and
- 13 (5) The requirements for notice pursuant to section 17 of this
- 14 act; and
- 15 (6) Any necessary provisions to ensure compliance with the
- 16 requirements of paragraph (e) of subsection 4 relating to diversity
- 17 plans and that are necessary to require that the diversity plan of an
- 18 applicant reflects the diversity of this State.
- 19 (b) May adopt any other regulations that are necessary to ensure
- 20 that the provisions of sections 1 to 19, inclusive, of this act are
- 21 carried out in a manner that is reasonable and customary within the
- 22 industry for the production of qualified productions.
- 23 12. The Nevada Tax Commission and the Nevada Gaming
- 24 Commission:
- 25 (a) Shall adopt regulations prescribing the manner in which film
- 26 infrastructure transferable tax credits will be administered.
- 27 (b) May adopt any other regulations that are necessary to carry
- 28 out the provisions of sections 1 to 19, inclusive, of this act.
- 29 **Sec. 13.** 1. Qualified direct production expenditures must be
- 30 for purchases, rentals or leases of tangible personal property or
- 31 services from a Nevada business during the period in which a
- 32 qualified production is produced, must be customary and reasonable
- 33 and must relate to:
- 34 (a) Set construction and operation;
- 35 (b) Wardrobe and makeup;
- 36 (c) Photography, sound and lighting;
- 37 (d) Filming, film processing and film editing;
- 38 (e) The rental or leasing of facilities, equipment and vehicles;
- 39 (f) Food and lodging;
- 40 (g) Editing, sound mixing, special effects, visual effects and
- 41 other postproduction services;
- 42 (h) The payroll for Nevada residents or other personnel who
- 43 provided services in this State;
- 44 (i) Payment for goods or services provided by a Nevada
- 45 business;



1 (j) The design, construction, improvement or repair of property,  
2 infrastructure, equipment or a production or postproduction facility;

3 (k) State and local government taxes to the extent not included  
4 as part of another cost reported pursuant to this section;

5 (l) Fees paid to a producer who is a Nevada resident; and

6 (m) Any other transaction, service or activity authorized in  
7 regulations adopted by the Office of Economic Development  
8 pursuant to section 12 of this act.

9 2. Expenditures and costs:

10 (a) Related to:

11 (1) The acquisition, transfer or use of film infrastructure  
12 transferable tax credits;

13 (2) Marketing and distribution;

14 (3) Financing, depreciation and amortization;

15 (4) The payment of any profits as a result of the qualified  
16 production;

17 (5) The payment for the cost of the audit required by section  
18 12 of this act; and

19 (6) The payment for any goods or services that are not  
20 directly attributable to the qualified production;

21 (b) For which reimbursement is received, or for which  
22 reimbursement is reasonably expected to be received;

23 (c) Which are paid to a joint venturer or a parent, subsidiary or  
24 other affiliate of the production company, unless the amount paid  
25 represents the fair market value of the purchase, rental or lease of  
26 the property or services for which payment is made;

27 (d) Which provide a pass-through benefit to a person who is not  
28 a Nevada resident; or

29 (e) Which have been previously claimed as a basis for film  
30 infrastructure transferable tax credits,

31 ➤ are not qualified direct production expenditures and are not  
32 eligible to serve as a basis for film infrastructure transferable tax  
33 credits issued pursuant to section 12 of this act.

34 3. If any tangible personal property is acquired by a Nevada  
35 business from a vendor outside this State for immediate resale,  
36 rental or lease to a production company that produces a qualified  
37 production, expenditures incurred by the production company for  
38 the purchase, rental or lease of the property are qualified direct  
39 production expenditures if:

40 (a) The Nevada business regularly deals in property of that kind;

41 (b) The expenditures are otherwise qualified direct production  
42 expenditures under the provisions of this section; and

43 (c) Not more than 50 percent of the property purchased, rented  
44 or leased by the production company for the qualified production is  
45 acquired and purchased, rented or leased in the manner described in



1 this subsection. In making the calculation required by this  
2 paragraph, the cost of any property that remains an asset of the  
3 Nevada business after production of the qualified production has  
4 ended must not be included in the calculation as property purchased,  
5 rented or leased in the manner described in this subsection.

6 4. If any tangible personal property is acquired by the  
7 production company as an asset, the calculation of the costs of the  
8 tangible personal property that constitute a qualified direct  
9 production expenditure must be performed in the manner prescribed  
10 by the Office of Economic Development by regulation.

11 **Sec. 14.** 1. Except as otherwise provided in subsection 4 and  
12 sections 15 and 16 of this act, the base amount of film infrastructure  
13 transferable tax credits issued to an eligible production company  
14 pursuant to section 12 of this act must equal 30 percent of the  
15 qualified direct production expenditures.

16 2. Except as otherwise provided in subsections 3 and 4 and  
17 section 16 of this act, if the eligible production company submitted  
18 the application for the certificate of eligibility for film infrastructure  
19 transferable tax credits pursuant to section 12 of this act on or after  
20 that date that is 36 months after the date on which the applicable  
21 development agreement was executed pursuant to section 10 of this  
22 act, the base amount of film infrastructure transferable tax credits  
23 calculated pursuant to subsection 1 must be reduced by 2 percent of  
24 the qualified direct production expenditures if less than 50 percent  
25 of the below-the-line personnel of the qualified production are  
26 Nevada residents. A reduction in the amount of film infrastructure  
27 transferable tax credits pursuant to this subsection must not reduce  
28 the amount of money transferred pursuant to subsection 8 of section  
29 12 of this act to the Account for Nevada Film, Media and  
30 Technology Education and Vocational Training created by section  
31 30 of this act.

32 3. For the purposes of subsection 2:

33 (a) Except as otherwise provided in paragraph (b) of this  
34 subsection, the percentage of the below-the-line personnel who are  
35 Nevada residents must be determined by dividing the number of  
36 workdays worked by Nevada residents by the number of workdays  
37 worked by all below-the-line personnel.

38 (b) Any work performed by an extra must not be considered in  
39 determining the percentage of the below-the-line personnel who are  
40 Nevada residents.

41 4. The Office may:

42 (a) Reduce the cumulative amount of film infrastructure  
43 transferable tax credits that are calculated pursuant to this section by  
44 an amount equal to any damages incurred by the State or any



1 political subdivision of the State as a result of a qualified production  
2 that is produced in this State; or

3 (b) Withhold the film infrastructure transferable tax credits, in  
4 whole or in part:

5 (1) Until any pending legal action in this State against a  
6 production company or involving a qualified production is resolved.

7 (2) If a production company violates any state or local law.

8 (3) If a production company is found to have submitted any  
9 false statement, representation or certification in any document  
10 submitted for the purpose of obtaining film infrastructure  
11 transferable tax credits.

12 **Sec. 15.** 1. In calculating the base amount of film  
13 infrastructure transferable tax credits pursuant to subsection 1 of  
14 section 14 of this act:

15 (a) Wages and salaries, including fringe benefits, paid to above-  
16 the-line personnel who are not Nevada residents must be included in  
17 the calculation at a rate of 12 percent.

18 (b) Wages and salaries, including fringe benefits, paid to below-  
19 the-line personnel who are not Nevada residents must not be  
20 included in the calculation.

21 2. As used in this section, "fringe benefits" means employee  
22 expenses paid by an employer for the use of a person's services,  
23 including, without limitation, payments made to a governmental  
24 entity, union dues, health insurance premiums, payments to a  
25 pension plan and payments for workers' compensation insurance.

26 **Sec. 16.** 1. Except as otherwise provided in this section, the  
27 Executive Director of the Office shall not approve any application  
28 for film infrastructure transferable tax credits submitted pursuant to  
29 section 12 of this act if:

30 (a) For an application submitted by a production company  
31 located at the Las Vegas Media Campus Project:

32 (1) On or after the date on which the Las Vegas Media  
33 Campus Project satisfies the criteria set forth in sub-subparagraph  
34 (I) of subparagraph (1) of paragraph (a) of subsection 1 of section  
35 10 of this act but before the date on which the Las Vegas Media  
36 Campus Project satisfies the criteria set forth in sub-subparagraph  
37 (II) of subparagraph (1) of paragraph (a) of subsection 1 of section  
38 10 of this act, the approval of the application would cause the total  
39 amount of film infrastructure transferable tax credits approved  
40 pursuant to section 12 of this act for production companies located  
41 at the Las Vegas Media Campus Project to exceed the sum of  
42 \$55,000,000 for each fiscal year.

43 (2) On or after the date on which the Las Vegas Media  
44 Campus Project satisfies the criteria set forth in sub-subparagraph  
45 (II) of subparagraph (1) of paragraph (a) of subsection 1 of section





1 10 of this act, approval of the application would cause the total  
2 amount of film infrastructure transferable tax credits approved  
3 pursuant to section 12 of this act for production companies located  
4 at the Las Vegas Media Campus Project to exceed the sum of  
5 \$95,000,000 for each fiscal year.

6 (b) For an application submitted by a production company  
7 located at the Summerlin Production Studios Project:

8 (1) Except as otherwise provided in this subparagraph, after  
9 the Summerlin Production Studios Project has executed a  
10 development agreement pursuant to section 10 of this act but before  
11 the date on which the Summerlin Production Studios Project  
12 satisfies all of the criteria set forth in subparagraph (1) of paragraph  
13 (b) of subsection 1 of section 10 of this act, approval of the  
14 application would cause the total amount of film infrastructure  
15 transferable tax credits approved pursuant to section 12 of this act  
16 for production companies located at the Summerlin Production  
17 Studios Project to exceed the sum of \$40,000,000 for each fiscal  
18 year. If the Summerlin Production Studios Project does not satisfy  
19 the criteria set forth in sub-subparagraph (I) of subparagraph (1) of  
20 paragraph (b) of subsection 1 of section 10 of this act, the Office  
21 shall not approve any application for film infrastructure transferable  
22 tax credits submitted by a production company located at the Project  
23 after December 31, 2027. If the Summerlin Production Studios  
24 Project does not satisfy the criteria set forth in sub-subparagraph (II)  
25 of subparagraph (1) of paragraph (b) of subsection 1 of section 10 of  
26 this act, the Office shall not approve any application for film  
27 infrastructure transferable tax credits submitted by a production  
28 company located at the Project after December 31, 2029.

29 (2) On or after the date on which the Summerlin Production  
30 Studios Project satisfies all of the criteria set forth in subparagraph  
31 (1) of paragraph (b) of subsection 1 of section 10 of this act,  
32 approval of the application would cause the total amount of film  
33 infrastructure transferable tax credits approved pursuant to section  
34 12 of this act for production companies located at the Summerlin  
35 Production Studios Project to exceed the sum of \$80,000,000 for  
36 each fiscal year.

37 (c) The application is submitted by a production company  
38 located at the Las Vegas Media Campus Project or the Summerlin  
39 Production Studios Project in a fiscal year that begins more than 20  
40 years after the Las Vegas Media Campus satisfied the criteria set  
41 forth in sub-subparagraph (I) of subparagraph (1) of paragraph (a) of  
42 subsection 1 of section 10 of this act.

43 2. Beginning with Fiscal Year 2030-2031, the monetary  
44 amounts in paragraphs (a) and (b) of subsection 1 must be adjusted  
45 for each fiscal year by adding to those amounts the product of the



1 amount multiplied by the percentage increase in the Consumer Price  
2 Index (All Items) for the region applicable to the Las Vegas  
3 Metropolitan Area from July 2027 to the July preceding the fiscal  
4 year for which the adjustment is calculated. The Office shall, on or  
5 before September 30, 2028, and on or before September 30 of each  
6 year thereafter, post on its Internet website the adjusted monetary  
7 amounts.

8 3. Except as otherwise provided in subsections 1 and 2, the  
9 amount of film infrastructure transferable tax credits authorized for  
10 a Project for a fiscal year that are not approved for that fiscal year  
11 may be carried forward for that Project and made available for  
12 approval only during the next fiscal year for production companies  
13 located at that Project, but the amount of film infrastructure  
14 transferable tax credits carried forward and made available for  
15 approval during the next fiscal year must not exceed 50 percent of  
16 the amount of film transferable tax credits authorized for that  
17 Project for the fiscal year from which the film infrastructure  
18 transferable tax credits are being carried forward.

19 4. The film infrastructure transferable tax credits issued to any  
20 production company for any qualified production pursuant to  
21 section 12 of this act:

22 (a) Except as otherwise provided in this paragraph, must not  
23 exceed a total amount of \$10,000,000 per episode, if the qualified  
24 production is a television, Internet or other media series, or  
25 \$30,000,000, if the qualified production is a motion picture. The  
26 lead participant of the Las Vegas Media Campus Project and the  
27 lead participant of Summerlin Production Studios Project may  
28 declare, not later than 24 months after the execution of the  
29 development agreement applicable to the Project pursuant to section  
30 10 of this act, that a qualified production produced at the Las Vegas  
31 Media Campus Project or the Summerlin Production Studios  
32 Project, respectively, is not subject to the limitation set forth in this  
33 paragraph. A qualified production by a production company located  
34 at a Project for which such a declaration is made is not subject to the  
35 limitation on the amount of film infrastructure transferable tax  
36 credits set forth in this paragraph.

37 (b) Expire 6 years after the date on which the film infrastructure  
38 transferable tax credits are issued to the production company.

39 5. For the purposes of calculating qualified direct production  
40 expenditures:

41 (a) The compensation payable to all producers who are Nevada  
42 residents must not exceed 10 percent of the portion of the total  
43 budget of the qualified production that was expended in or  
44 attributable to any expenses incurred in this State.



1 (b) The compensation payable to all producers who are not  
2 Nevada residents must not exceed 5 percent of the portion of the  
3 total budget of the qualified production that was expended in or  
4 attributable to any expenses incurred in this State.

5 (c) The compensation payable to any employee, independent  
6 contractor or any other person who is below-the-line personnel and  
7 who is paid a wage or salary as compensation for providing labor  
8 services on the production of the qualified production must not  
9 exceed \$1,500,000.

10 **Sec. 17.** 1. Except as otherwise provided in sections 3 to 19,  
11 inclusive, of this act, the Executive Director of the Office shall  
12 approve an application for film infrastructure transferable tax credits  
13 submitted pursuant to section 12 of this act if the Executive Director  
14 determines that the applicant satisfies the criteria for the issuance of  
15 film infrastructure transferable tax credits.

16 2. Except as otherwise provided in this subsection, if the  
17 application is approved, principal photography of the qualified  
18 production must begin not more than 90 days after the date on  
19 which the decision on the application is issued. The Office:

20 (a) Shall prescribe by regulation the procedure for determining  
21 the date of commencement of qualified productions that do not  
22 include photography for the purposes of this section.

23 (b) May extend by not more than 90 days the period otherwise  
24 prescribed by this subsection.

25 3. A production company that produces a qualified production  
26 shall submit the audit required by section 12 of this act and all other  
27 required information to the Office and the Department of Taxation  
28 within the time required by paragraph (f) of subsection 4 of section  
29 12 of this act. Production of the qualified production must be  
30 completed within 18 months after the date of commencement of  
31 principal photography. If the Office or the Department determines  
32 that information submitted pursuant to this subsection is incomplete,  
33 the production company shall, not later than 30 days after receiving  
34 notice that the information is incomplete, provide to the Office or  
35 the Department, as applicable, all additional information required by  
36 the Office or the Department.

37 **Sec. 18.** 1. A production company that is found to have  
38 submitted any false statement, representation or certification in any  
39 document submitted for the purpose of obtaining film infrastructure  
40 transferable tax credits or who otherwise becomes ineligible for film  
41 infrastructure transferable tax credits after receiving the film  
42 infrastructure transferable tax credits pursuant to section 12 of this  
43 act shall repay to the Department of Taxation or the Nevada Gaming  
44 Control Board, as applicable, any portion of the film infrastructure



1 transferable tax credits to which the production company is not  
2 entitled.

3 2. Film infrastructure transferable tax credits purchased in  
4 good faith are not subject to forfeiture or repayment by the  
5 transferee unless the transferee submitted fraudulent information in  
6 connection with the purchase.

7 **Sec. 19.** The Office shall, on or before October 1 of each year,  
8 prepare and submit to the Governor and to the Director of the  
9 Legislative Counsel Bureau for transmittal to the Legislature an  
10 annual report which includes, for the immediately preceding fiscal  
11 year:

12 1. The number of applications submitted for film infrastructure  
13 transferable tax credits pursuant to section 12 of this act;

14 2. The number of qualified productions for which film  
15 infrastructure transferable tax credits were approved;

16 3. The amount of film infrastructure transferable tax credits  
17 approved;

18 4. The amount of film infrastructure transferable tax credits  
19 used;

20 5. The amount of film infrastructure transferable tax credits  
21 transferred;

22 6. The amount of film infrastructure transferable tax credits  
23 taken against each allowable fee or tax, including the actual amount  
24 used and outstanding, in total and for each qualified production;

25 7. The total amount of the qualified direct production  
26 expenditures incurred by each qualified production and the portion  
27 of those expenditures that were incurred in Nevada;

28 8. The number of persons in Nevada employed by each  
29 qualified production and the amount of wages paid to those persons;  
30 and

31 9. The period during which each qualified production was in  
32 Nevada and employed persons in Nevada.

33 **Sec. 20.** NRS 360.7586 is hereby amended to read as follows:

34 360.7586 1. "Qualified production" includes preproduction,  
35 production and postproduction and means:

36 (a) A theatrical, direct-to-video or other media motion picture.

37 (b) A made-for-television motion picture.

38 (c) Visual effects or digital animation sequences.

39 (d) A television pilot program.

40 (e) A television, Internet or other media series, including,  
41 without limitation, a comedy, drama, miniseries, soap opera, talk  
42 show, game show or telenovela, or an episode of such a series.

43 (f) A reality show.

44 (g) A national or regional commercial or series of commercials.

45 (h) An infomercial.



- 1 (i) A music video.
- 2 (j) A documentary film or series.
- 3 (k) Other visual media productions, including, without
- 4 limitation, *digital media*, video games and mobile applications.

5 2. The term does not include:

- 6 (a) A news, weather or current events program.
- 7 (b) A production that is primarily produced for industrial,
- 8 corporate or institutional use.

9 (c) A telethon or any production that solicits money, other than a

10 production which is produced for national distribution.

11 (d) A political advertisement.

12 (e) A sporting event, including, without limitation, a sportscast,

13 preshow, postshow or sports newscast related to a sporting event. A

14 qualified production described by subsection 1 shall not be deemed

15 a sporting event for the purposes of this paragraph for the sole

16 reason that it features athletes or relates to sports.

17 (f) A gala, pageant or awards show.

18 (g) *Any type of media production created solely for the purpose*

19 *of posting the production on social media.*

20 (h) Any other type of production that is excluded by regulations

21 adopted by the Office of Economic Development pursuant to

22 NRS 360.759.

23 **Sec. 21.** NRS 360.759 is hereby amended to read as follows:

24 360.759 1. A production company that produces a qualified

25 production in this State in whole or in part may apply to the Office

26 of Economic Development for a certificate of eligibility for

27 *noninfrastructure* transferable tax credits for any qualified direct

28 production expenditures. The *noninfrastructure* transferable tax

29 credits may be applied to:

30 (a) Any tax imposed by chapters 363A and 363B of NRS;

31 (b) The gaming license fees imposed by the provisions of

32 NRS 463.370;

33 (c) Any tax imposed pursuant to chapter 680B of NRS; or

34 (d) Any combination of the fees and taxes described in

35 paragraphs (a), (b) and (c).

36 2. The Office may approve an application for a certificate of

37 eligibility for *noninfrastructure* transferable tax credits if the Office

38 finds that the production company producing the qualified

39 production qualifies for the *noninfrastructure* transferable tax

40 credits pursuant to subsection 3. If the Office approves the

41 application, the Office shall calculate the estimated amount of the

42 *noninfrastructure* transferable tax credits pursuant to NRS

43 360.7592, 360.7593 and 360.7594.

44 3. To be eligible for *noninfrastructure* transferable tax credits

45 pursuant to this section, a production company must:



1 (a) Submit an application that meets the requirements of  
2 subsection 4;

3 (b) Provide ~~[proof satisfactory to the Office that the qualified~~  
4 ~~production is in the economic interest of the State;~~

5 ~~—(c) Provide]~~ proof [satisfactory] to the Office that 70 percent or  
6 more of the funding for the qualified production has been obtained;

7 ~~[(d)]~~ (c) Provide proof [satisfactory] to the Office that at least  
8 60 percent of the direct production expenditures for:

9 (1) Preproduction;

10 (2) Production; and

11 (3) If any direct production expenditures for postproduction  
12 will be incurred in this State, postproduction,

13 ~~↪~~ of the qualified production will be incurred in this State as  
14 qualified direct production expenditures;

15 ~~[(e)]~~ (d) Not later than 270 days after the completion of  
16 principal photography of the qualified production or, if any direct  
17 production expenditures for postproduction will be incurred in this  
18 State, not later than 270 days after the completion of postproduction,  
19 unless the Office agrees to extend this period by not more than 90  
20 days, provide the Office with an audit of the qualified production  
21 that includes an itemized report of qualified direct production  
22 expenditures which:

23 (1) Shows that the qualified production incurred qualified  
24 direct production expenditures of \$500,000 or more; and

25 (2) Is certified by an independent certified public accountant  
26 in this State who is approved by the Office;

27 ~~[(f)]~~ (e) Pay the cost of the audit required by paragraph ~~[(e);]~~  
28 (d); and

29 ~~[(g)]~~ (f) Enter into a written agreement with the Office that  
30 requires the production company to include:

31 (1) In the end screen credits of the qualified production ~~[, a] :~~

32 (I) A logo of this State provided by the Office which  
33 indicates that the qualified production was filmed or otherwise  
34 produced in Nevada; and

35 (II) *If the qualified production was produced at the Las*  
36 *Vegas Media Campus Project or the Summerlin Production*  
37 *Studios Project, an acknowledgment of the Project at which the*  
38 *qualified production was produced; or*

39 (2) If the qualified production does not have end screen  
40 credits, another acknowledgement in the final version of the  
41 qualified production which indicates that the qualified production  
42 was ~~[filmed] :~~

43 (I) *Filmed* or otherwise produced in Nevada; and

44 ~~[(h) Meet any other requirements prescribed by regulation~~  
45 ~~pursuant to this section.]~~



1                    *(II) Produced at the Las Vegas Media Campus Project*  
2 *or the Summerlin Production Studios Project, if applicable.*

3                    4. An application submitted pursuant to subsection 3 must  
4 contain:

5                    (a) A script, storyboard or synopsis of the qualified production;

6                    (b) The names of the production company, producer, director  
7 and proposed cast;

8                    (c) An estimated timeline to complete the qualified production;

9                    (d) A summary of the budgeted expenditures for the entire  
10 production, including projected expenditures to be incurred outside  
11 of Nevada;

12                    (e) Details regarding the financing of the project, including,  
13 without limitation, any information relating to a binding financing  
14 commitment, loan application, commitment letter or investment  
15 letter;

16                    (f) An insurance certificate, binder or quote for general liability  
17 insurance of \$1,000,000 or more;

18                    (g) The business address of the production company;

19                    (h) Proof that the qualified production meets any applicable  
20 requirements relating to workers' compensation insurance; *and*

21                    (i) Proof that the production company has secured all licenses  
22 and registrations required to do business in each location in this  
23 State at which the qualified production will be produced . ~~}; and~~

24 ~~—(j) Any other information required by regulations adopted by the~~  
25 ~~Office pursuant to subsection 8.]~~

26                    5. If the Office approves an application for a certificate of  
27 eligibility for *noninfrastructure* transferable tax credits pursuant to  
28 this section, the Office shall immediately forward a copy of the  
29 certificate of eligibility which identifies the estimated amount of the  
30 tax credits available pursuant to NRS 360.7592 to:

31                    (a) The applicant;

32                    (b) The Department; and

33                    (c) The Nevada Gaming Control Board.

34                    6. Within 60 business days after receipt of an audit provided by  
35 a production company pursuant to paragraph ~~(e)}~~ (d) of subsection  
36 3 and any other accountings or other information required by the  
37 Office, the Office shall determine whether to certify the audit and  
38 make a final determination of whether a certificate of  
39 *noninfrastructure* transferable tax credits will be issued. If the  
40 Office certifies the audit, determines that all other requirements for  
41 the *noninfrastructure* transferable tax credits have been met and  
42 determines that a certificate of *noninfrastructure* transferable tax  
43 credits will be issued, the Office shall notify the production  
44 company that the *noninfrastructure* transferable tax credits will be  
45 issued. Within 30 days after the receipt of the notice, the production



1 company shall make an irrevocable declaration of the amount of  
2 *noninfrastructure* transferable tax credits that will be applied to  
3 each fee or tax set forth in subsection 1, thereby accounting for all  
4 of the credits which will be issued. Upon receipt of the declaration,  
5 the Office shall issue to the production company a certificate of  
6 *noninfrastructure* transferable tax credits in the amount approved  
7 by the Office for the fees or taxes included in the declaration of the  
8 production company. The production company shall notify the  
9 Office upon transferring any of the *noninfrastructure* transferable  
10 tax credits. The Office shall notify the Department and the Nevada  
11 Gaming Control Board of all *noninfrastructure* transferable tax  
12 credits issued, segregated by each fee or tax set forth in subsection  
13 1, and the amount of any *noninfrastructure* transferable tax credits  
14 transferred.

15 7. *Within 30 days after receipt of the notice of the issuance of*  
16 *noninfrastructure transferable tax credits to a production*  
17 *company that submitted an application for noninfrastructure*  
18 *transferable tax credits on or after July 1, 2023, and before July 1,*  
19 *2043, the Department or, if the noninfrastructure transferable tax*  
20 *credits will be applied to the gaming license fee imposed by the*  
21 *provisions of NRS 463.370, the Nevada Gaming Control Board*  
22 *shall notify the State Controller of the issuance of the*  
23 *noninfrastructure transferable tax credits and the State Controller*  
24 *shall transfer an amount of money equal to 10 percent of the*  
25 *amount of noninfrastructure transferable tax credits issued to the*  
26 *production company to the Account for Nevada Film, Media and*  
27 *Technology Education and Vocational Training created by section*  
28 *30 of this act. Any noninfrastructure transferable tax credits*  
29 *issued to a production company must be reduced by the amount of*  
30 *money transferred pursuant to this subsection to the Account for*  
31 *Nevada Film, Media and Technology Education and Vocational*  
32 *Training created by section 30 of this act.*

33 8. *If, pursuant to subsection 6, the Office issues a certificate*  
34 *of noninfrastructure transferable tax credits to a production*  
35 *company that submitted the application for the noninfrastructure*  
36 *transferable tax credits on or after July 1, 2023, and before July 1,*  
37 *2043, the production company may apply the noninfrastructure*  
38 *transferable tax credits to the tax imposed by chapter 363B of NRS*  
39 *on the production company. The production company must claim*  
40 *such credits on the first return filed with the Department pursuant*  
41 *to NRS 363B.110 after the issuance of the noninfrastructure*  
42 *transferable tax credits. To the extent that the amount of*  
43 *noninfrastructure transferable tax credits exceeds the amount of*  
44 *tax due for that period, the Department shall issue to the*





1 *production company a refund of the amount by which the amount*  
2 *of credits exceeds the amount of tax due.*

3 9. An applicant for *noninfrastructure* transferable tax credits  
4 pursuant to this section shall, upon the request of the Executive  
5 Director of the Office, furnish the Executive Director with copies of  
6 all records necessary to verify that the applicant meets the  
7 requirements of subsection 3.

8 ~~[8.]~~ 10. The Office:

9 (a) Shall adopt regulations prescribing:

10 (1) ~~[Any additional requirements to receive transferable tax~~  
11 ~~credits;~~

12 ~~—(2)]~~ Any additional qualified expenditures or production  
13 costs that may serve as the basis for *noninfrastructure* transferable  
14 tax credits pursuant to NRS 360.7591;

15 ~~[(3) Any additional information that must be included with~~  
16 ~~an application pursuant to subsection 4;~~

17 ~~—(4)]~~ (2) The application review process;

18 ~~[(5) Any type of]~~

19 (3) *That a qualified production that receives a rating of*  
20 *NC-17 from the Motion Picture Association of America, or its*  
21 *successor organization, is not eligible for noninfrastructure*  
22 *transferable tax credits;*

23 (4) *That a qualified production [which, due to obscene or*  
24 *sexually explicit material,] is not eligible for noninfrastructure*  
25 *transferable tax credits [;] if it contains any material that is*  
26 *equivalent to material that would cause a qualified production*  
27 *rated by the Motion Picture Association of America, or its*  
28 *successor organization, to be rated NC-17; and*

29 ~~[(6)]~~ (5) The requirements for notice pursuant to NRS  
30 360.7595; and

31 (b) May adopt any other regulations that are necessary to ~~carry~~  
32 ~~out] ensure that~~ the provisions of NRS 360.758 to 360.7598,  
33 inclusive ~~[~~

34 ~~—9.]~~, *are carried out in a manner that is reasonable and*  
35 *customary within the industry for the production of qualified*  
36 *productions.*

37 11. The Nevada Tax Commission and the Nevada Gaming  
38 Commission:

39 (a) Shall adopt regulations prescribing the manner in which  
40 *noninfrastructure* transferable tax credits will be administered.

41 (b) May adopt any other regulations that are necessary to carry  
42 out the provisions of NRS 360.758 to 360.7598, inclusive.

43 12. *As used in this section:*

44 (a) *“Las Vegas Media Campus Project” has the meaning*  
45 *ascribed to it in section 5 of this act.*



1 *(b) "Summerlin Production Studios Project" has the meaning*  
2 *ascribed to it in section 9 of this act.*

3 **Sec. 22.** NRS 360.7592 is hereby amended to read as follows:

4 360.7592 1. Except as otherwise provided in subsection ~~[4] 5~~  
5 and NRS 360.7593 and 360.7594, the base amount of  
6 *noninfrastructure* transferable tax credits issued to an eligible  
7 production company pursuant to NRS 360.759 :

8 *(a) For an eligible production company that submitted the*  
9 *application for the certificate of eligibility for the*  
10 *noninfrastructure transferable tax credits before July 1, 2023,*  
11 *must equal 15 percent of the qualified direct production*  
12 *expenditures.*

13 *(b) For an eligible production company that submitted the*  
14 *application for the certificate of eligibility for the*  
15 *noninfrastructure transferable tax credits on or after July 1, 2023,*  
16 *and before July 1, 2043, must equal 30 percent of the qualified*  
17 *direct production expenditures.*

18 2. Except as otherwise provided in subsections ~~[3] 4~~ and ~~[4] 5~~  
19 and NRS 360.7594, *if the eligible production company submitted*  
20 *the application for the certificate of eligibility for*  
21 *noninfrastructure transferable tax credits pursuant to NRS*  
22 *360.759 before July 1, 2023,* in addition to the base amount  
23 calculated pursuant to *paragraph (a) of* subsection 1,  
24 *noninfrastructure* transferable tax credits issued to an eligible  
25 production company ~~[pursuant to NRS 360.759]~~ must include  
26 credits in an amount equal to:

27 (a) An additional 5 percent of the qualified direct production  
28 expenditures if more than 50 percent of the below-the-line personnel  
29 of the qualified production are Nevada residents; and

30 (b) An additional 5 percent of the qualified direct production  
31 expenditures if more than 50 percent of the filming days of the  
32 qualified production occurred in a county in this State in which, in  
33 each of the 2 years immediately preceding the date of application,  
34 qualified productions incurred less than \$10,000,000 of qualified  
35 direct production expenditures.

36 3. *Except as otherwise provided in subsections 4 and 5 and*  
37 *NRS 360.7594, if the eligible production company submitted the*  
38 *application for the certificate of eligibility for noninfrastructure*  
39 *transferable tax credits pursuant to NRS 360.759 on or after*  
40 *July 1, 2023, and before July 1, 2043, the base amount of*  
41 *noninfrastructure transferable tax credits calculated pursuant to*  
42 *paragraph (b) of subsection 1 must be reduced by 2 percent of the*  
43 *qualified direct production expenditures if less than 50 percent of*  
44 *the below-the-line personnel of the qualified production are*  
45 *Nevada residents. A reduction in the amount of film infrastructure*



1 *transferable tax credits pursuant to this subsection must not*  
2 *reduce the amount of money transferred pursuant to subsection 8*  
3 *of section 12 of this act to the Account for Nevada Film, Media*  
4 *and Technology Education and Vocational Training created by*  
5 *section 30 of this act.*

6 **4.** For the purposes of paragraph (a) of subsection 2 ~~4~~ **and**  
7 **subsection 3:**

8 (a) Except as otherwise provided in paragraph (b) of this  
9 subsection, the percentage of the below-the-line personnel who are  
10 Nevada residents must be determined by dividing the number of  
11 workdays worked by Nevada residents by the number of workdays  
12 worked by all below-the-line personnel.

13 (b) Any work performed by an extra must not be considered in  
14 determining the percentage of the below-the-line personnel who are  
15 Nevada residents.

16 ~~4~~ **5.** The Office may:

17 (a) Reduce the cumulative amount of *noninfrastructure*  
18 transferable tax credits that are calculated pursuant to this section by  
19 an amount equal to any damages incurred by the State or any  
20 political subdivision of the State as a result of a qualified production  
21 that is produced in this State; or

22 (b) Withhold the *noninfrastructure* transferable tax credits, in  
23 whole or in part:

24 (1) Until any pending legal action in this State against a  
25 production company or involving a qualified production is resolved.

26 (2) If a production company violates any state or local law.

27 (3) If a production company is found to have submitted any  
28 false statement, representation or certification in any document  
29 submitted for the purpose of obtaining *noninfrastructure*  
30 transferable tax credits.

31 **Sec. 23.** NRS 360.7594 is hereby amended to read as follows:

32 360.7594 1. Except as otherwise provided in this subsection,  
33 the Office of Economic Development shall not approve any  
34 application for *noninfrastructure* transferable tax credits submitted  
35 pursuant to NRS 360.759 if approval of the application would cause  
36 the total amount of *noninfrastructure* transferable tax credits  
37 approved pursuant to NRS 360.759 for each  ~~fiscal~~ :

38 (a) *Fiscal year commencing before July 1, 2023, and on or*  
39 *after July 1, 2043,* to exceed the sum of \$10,000,000. Any portion  
40 of the \$10,000,000 per fiscal year for which *noninfrastructure*  
41 transferable tax credits have not previously been approved may be  
42 carried forward and made available for approval during the next or  
43 any future fiscal year.

44 (b) *Fiscal year commencing on or after July 1, 2023, and*  
45 *before July 1, 2043, to exceed the sum of \$15,000,000. Any portion*



1 *of the \$15,000,000 per fiscal year for which noninfrastructure*  
2 *transferable tax credits have not previously been approved may be*  
3 *carried forward and made available for approval during the next*  
4 *or any future fiscal year.*

5 2. The *noninfrastructure* transferable tax credits issued to any  
6 production company for any qualified production pursuant to  
7 NRS 360.759:

8 (a) Must not exceed a total amount of \$6,000,000; and

9 (b) Expire ~~4~~ 6 years after the date on which the  
10 *noninfrastructure* transferable tax credits are issued to the  
11 production company.

12 3. For the purposes of calculating qualified direct production  
13 expenditures:

14 (a) The compensation payable to all producers who are Nevada  
15 residents must not exceed 10 percent of the portion of the total  
16 budget of the qualified production that was expended in or  
17 attributable to any expenses incurred in this State.

18 (b) The compensation payable to all producers who are not  
19 Nevada residents must not exceed 5 percent of the portion of the  
20 total budget of the qualified production that was expended in or  
21 attributable to any expenses incurred in this State.

22 (c) The compensation payable to any employee, independent  
23 contractor or any other person *who is below-the-line personnel and*  
24 *who is* paid a wage or salary as compensation for providing labor  
25 services on the production of the qualified production must not  
26 exceed \$750,000.

27 **Sec. 24.** NRS 360.7595 is hereby amended to read as follows:

28 360.7595 1. If the Office of Economic Development receives  
29 an application for transferable tax credits pursuant to NRS 360.759,  
30 the Office shall, not later than 10 days before a hearing on the  
31 application, provide notice of the hearing to:

32 (a) The applicant;

33 (b) The Department; and

34 (c) The Nevada Gaming Control Board.

35 2. The notice required by this section must set forth the date,  
36 time and location of the hearing on the application. The date of the  
37 hearing must be not later than 60 days after the Office receives the  
38 completed application.

39 3. The Office shall issue a decision on the application not later  
40 than 30 days after the conclusion of the hearing on the application.

41 4. Except as otherwise provided in this subsection, if the  
42 application is approved, principal photography of the qualified  
43 production must begin not more than 90 days after the date on  
44 which the decision on the application is issued. The Office of  
45 Economic Development:



1 (a) Shall prescribe by regulation the procedure for determining  
2 the date of commencement of qualified productions that do not  
3 include photography for the purposes of this section.

4 (b) May extend by not more than 90 days the period otherwise  
5 prescribed by this subsection.

6 5. A production company that produces a qualified production  
7 shall submit the audit required by NRS 360.759 and all other  
8 required information to the Office and the Department within the  
9 time required by paragraph ~~(e)~~ (d) of subsection 3 of NRS  
10 360.759. Production of the qualified production must be completed  
11 within 18 months after the date of commencement of principal  
12 photography. If the Office or the Department determines that  
13 information submitted pursuant to this subsection is incomplete, the  
14 production company shall, not later than 30 days after receiving  
15 notice that the information is incomplete, provide to the Office or  
16 the Department, as applicable, all additional information required by  
17 the Office or the Department.

18 6. The Office shall give priority to the approval and processing  
19 of an application relating to a qualified production that promotes  
20 tourism in the State of Nevada.

21 **Sec. 25.** Chapter 231 of NRS is hereby amended by adding  
22 thereto the provisions set forth as sections 26 to 32, inclusive, of this  
23 act.

24 **Sec. 26.** *As used in sections 26 to 32, inclusive, of this act,*  
25 *unless the context otherwise requires, the words and terms defined*  
26 *in sections 27, 28 and 29 of this act have the meanings ascribed to*  
27 *them in those sections.*

28 **Sec. 27.** *“Account” means the Account for Nevada Film,*  
29 *Media and Technology Education and Vocational Training*  
30 *created by section 30 of this act.*

31 **Sec. 28.** *“Board” means the Board for Nevada Film, Media*  
32 *and Technology Education and Vocational Training created by*  
33 *section 31 of this act.*

34 **Sec. 29.** *“Las Vegas Media Campus Project” has the*  
35 *meaning ascribed to it in section 5 of this act.*

36 **Sec. 30. 1.** *The Account for Nevada Film, Media and*  
37 *Technology Education and Vocational Training is hereby created*  
38 *in the State General Fund. The Executive Director of the Office of*  
39 *Economic Development, at the direction of the Board, shall*  
40 *administer the Account.*

41 **2.** *The Executive Director may apply for and accept gifts,*  
42 *grants, bequests and donations from any source for deposit in the*  
43 *Account.*

44 **3.** *The Account consists of:*



1 (a) Money transferred to the Account pursuant to NRS  
2 360.759 and section 12 of this act.

3 (b) Any direct legislative appropriations to the Account.

4 (c) Any gifts, grants, bequests and donations made to the  
5 Account.

6 (d) Interest and income earned on money in the Account.

7 4. The interest and income earned on the money in the  
8 Account, after deducting any applicable charges, must be credited  
9 to the Account.

10 5. Any money remaining in the Account at the end of the  
11 fiscal year does not revert to the State General Fund, and the  
12 balance in the Account must be carried forward to the next fiscal  
13 year.

14 6. Money in the Account must be used by the Office to make  
15 grants to any institution within the Nevada System of Higher  
16 Education, a state or local agency, a school district, a charter  
17 school, a vocational trade school, a nonprofit organization, a labor  
18 organization or a private postsecondary educational institution  
19 that provides a program of workforce development for the  
20 production of qualified productions in this State. Forty-five  
21 percent of the money which is distributed from the Account in the  
22 form of grants must be allocated to the Nevada Media Lab for the  
23 operation and overhead costs of the Nevada Media Lab. Fifty-five  
24 percent of the money which is distributed from the Account in the  
25 form of grants must be allocated to educational and vocational  
26 training organizations pursuant to section 32 of this act for the  
27 purpose of providing programs of workforce development for the  
28 production of qualified productions in this State.

29 7. As used in this section:

30 (a) "Nevada Media Lab" has the meaning ascribed to it in  
31 section 7 of this act.

32 (b) "Qualified production" has the meaning ascribed to it in  
33 NRS 360.7586.

34 **Sec. 31. 1.** There is hereby created the Board for Nevada  
35 Film, Media and Technology Education and Vocational Training  
36 within the Office of Economic Development in the Office of the  
37 Governor, consisting of the following voting members:

38 (a) One member appointed by the Governor;

39 (b) One member, who must not be a Legislator, appointed by  
40 the Majority Leader of the Senate;

41 (c) One member, who must not be a Legislator, appointed by  
42 the Speaker of the Assembly;

43 (d) One member, who must not be a Legislator, appointed by  
44 the Minority Leader of the Senate;



1 (e) One member, who must not be a Legislator, appointed by  
2 the Minority Leader of the Assembly;

3 (f) Two members appointed by the Governor, one from a  
4 nominee selected by the lead participant in the Las Vegas Media  
5 Campus Project and one from a nominee selected by the lead  
6 participant in the Summerlin Production Studios Project.

7 2. In appointing members to the Board pursuant to  
8 subsection 1, the appointing authorities set forth in that subsection  
9 shall coordinate to ensure that both the public and private sectors  
10 are represented on the Board.

11 3. The members appointed pursuant to paragraphs (a), (c)  
12 and (e) of subsection 1 must be appointed to an initial term of 2  
13 years commencing on January 1, 2024, and the members  
14 appointed pursuant to paragraphs (b) and (d) of subsection 1 must  
15 be appointed to an initial term of 4 years commencing on  
16 January 1, 2024. The Governor shall appoint the member  
17 appointed pursuant to paragraph (f) of subsection 1 who was  
18 nominated by the lead participant of the Las Vegas Media Campus  
19 Project to an initial term of 4 years commencing on January 1,  
20 2024, and the initial term of member appointed pursuant to  
21 paragraph (f) of subsection 1 who was nominated by the  
22 Summerlin Production Studios Project must be 2 years  
23 commencing on January 1, 2024. After the initial terms, each  
24 member shall serve a term of 4 years. Each member serves at the  
25 pleasure of the person appointing that member pursuant to  
26 subsection 1. If, for any reason, a vacancy occurs during the term  
27 of an appointed member, the person who is responsible for making  
28 the appointment pursuant to subsection 1 shall appoint a  
29 replacement qualified pursuant to that subsection to serve for the  
30 remainder of the unexpired term. Each member may serve not  
31 more than two consecutive full terms.

32 4. At the first meeting of each fiscal year, the Board shall  
33 elect from among its members a Chair and a Vice Chair. The  
34 Executive Director of the Office of Economic Development shall  
35 serve as the nonvoting Secretary of the Board.

36 5. A majority of the voting members of the Board constitutes  
37 a quorum, and the affirmative vote of a majority of the voting  
38 members of the Board is required to exercise any power conferred  
39 on the Board.

40 6. The Board shall meet at least twice each calendar year but  
41 may meet more often at the call of the Chair or a majority of the  
42 voting members of the Board.

43 7. The members of the Board serve without compensation but  
44 are entitled to receive the per diem allowance and travel expenses





1 *provided for state officers and employees generally while engaged*  
2 *in the official business of the Board.*

3 8. *A member of the Board who is an officer or employee of*  
4 *this State or a political subdivision of this State must be relieved*  
5 *from duties without loss of regular compensation so that the*  
6 *officer or employee may prepare for and attend meetings of the*  
7 *Board and perform any work necessary to carry out the duties of*  
8 *the Board in the most timely manner practicable. A state agency or*  
9 *political subdivision of this State shall not require an officer or*  
10 *employee who is a member of the Board to make up the time the*  
11 *officer or employee is absent from work to carry out duties as a*  
12 *member of the Board or use annual vacation or compensatory*  
13 *time for the absence.*

14 9. *As used in this section, "Summerlin Production Studios*  
15 *Project" has the meaning ascribed to it in section 9 of this act.*

16 **Sec. 32. 1.** *The Board shall establish:*

17 (a) *The procedures for a person or entity to apply for a grant*  
18 *of money from the Account;*

19 (b) *The criteria to be used to determine whether to approve an*  
20 *application for a grant from the Account to an applicant; and*

21 (c) *The requirements for reports by recipients of grants from*  
22 *the Account concerning the expenditures made from the grant, the*  
23 *outcomes of the programs supported by the grant and any other*  
24 *information deemed necessary by the Board.*

25 2. *The Executive Director of the Office of Economic*  
26 *Development may provide advice and recommendations regarding*  
27 *the procedures, criteria and requirements established by the Board*  
28 *pursuant to subsection 1.*

29 3. *The Office shall not make a grant of money from the*  
30 *Account unless the Board has approved the application for the*  
31 *grant.*

32 4. *A recipient of a grant must adopt and implement a*  
33 *community benefits program, which must include, without*  
34 *limitation:*

35 (a) *A commitment to workforce diversity, inclusiveness, access*  
36 *and equality, including, without limitation, for underserved*  
37 *communities, minority groups and veterans;*

38 (b) *An explanation of the actions that will be taken and*  
39 *strategies that will be implemented to promote workforce diversity;*  
40 *and*

41 (c) *The goals and performance measures which will be used to*  
42 *measure the success of the program in achieving those goals.*

43 **Sec. 33.** *The provisions of subsection 1 of NRS 218D.380 do*  
44 *not apply to any provision of this act which adds or revises a*  
45 *requirement to submit a report to the Legislature.*





1       **Sec. 34.** The Legislative Counsel shall:

2       1. In preparing the Nevada Revised Statutes, use the authority  
3 set forth in subsection 10 of NRS 220.120 to substitute  
4 appropriately the term “noninfrastructure transferable tax credits” in  
5 NRS 360.758 to 360.7598, inclusive, for the term “transferable tax  
6 credits” as previously used in those sections.

7       2. In preparing supplements to the Nevada Administrative  
8 Code, substitute appropriately the term “noninfrastructure  
9 transferable tax credits” in NAC 360.800 to 360.865, inclusive, for  
10 the term “transferable tax credits” as previously used in those  
11 sections.

12       **Sec. 35.** Notwithstanding the provisions of NRS 218D.430 and  
13 218D.435, a committee may vote on this act before the expiration of  
14 the period prescribed for the return of a fiscal note in NRS  
15 218D.475. This section applies retroactively from and after May 10,  
16 2023.

17       **Sec. 36.** This act becomes effective on July 1, 2023, and  
18 expires by limitation on June 30 of the year that is at least 26 years  
19 after the date on which the Las Vegas Media Campus, as defined in  
20 section 5 of this act, satisfies the criteria set forth in sub-  
21 subparagraph (I) of subparagraph (1) of paragraph (a) of subsection  
22 1 of section 10 of this act.

