



Empire State Development

**FILM TAX CREDIT – QUARTERLY REPORT
CALENDAR YEAR 2019: SECOND QUARTER
JUNE 30, 2019**

Empire State Development (ESD) oversees administration of the film production and post-production tax credits.

This report reflects program activity during this quarter. The information presented includes projected spending, hires, and estimated credits for film and post-production projects deemed eligible to participate in the Program, and, pursuant to new reporting requirements, actual spending, hires and credits issued to projects that have been completed and audited.

ESD accepts initial applications on a rolling basis and reviews them when deemed complete. A preliminary eligibility determination is made for all applications that meet the criteria set forth in statute and regulations and applicants are invited to submit a final application once projects are finished. This report reflects new applications submitted during April, May, and June 2019.

Production companies may be eligible to receive a fully refundable base line credit of 30 percent of qualified production costs and post-production costs incurred in New York State. Additional incentives may be available in each of the tax credit Programs and subject to additional requirements.

INITIAL APPLICATIONS BY TAX CREDIT LEVEL

The tax credit is claimed pursuant to a three-tiered schedule. Projects issued less than \$1 million in credits can claim the entire credit in the first year. Projects with credits issued of more than \$1 million but less than \$5 million can claim the credit over two years (50% each year); and, projects issued credits of \$5 million or more can claim the credit over three years (33% each year). Below is a summary of the initial applications received this quarter based on the amount of estimated credits.

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- Number of Projects, estimated credits of less than \$1 million: 53 projects/ \$14,543,329
- Number of Projects, estimated credits of \$1 million up to \$5 million: 7 projects/\$13,544,943
- Number of Projects, estimated credits of \$5 million or more: 11 projects/\$183,388,805

For film production projects, once a project is completed and a final application is submitted and approved, a tax credit certificate is issued. The timing of credit claims is based on: (1) the project completion date, (2) the allocation year and (3) the size of the credit allotted. The first year an approved applicant can claim a credit is the taxable year in which the project is completed or the year following the allocation year, whichever is later.

For post-production projects, the credit shall be allowed for the taxable year in which the production of such qualified film is completed.

The projected completion dates for the initial applications submitted this quarter fall between April 2019 and July 2020.

INITIAL APPLICATIONS – FILM PRODUCTION CREDIT

During the second quarter of 2019, the Film Tax Credit Program deemed 39 initial applications eligible to submit a final application for credits. The data in this report is based on those projects, which include 25 films, 1 pilot, and 13 series totaling over \$201.7MM in estimated credits.

INITIAL APPLICATIONS – FILM PRODUCTION CREDIT – BY MONTH

- April 2019, 12 initial applications received, estimated tax credits: \$36,890,457
- May 2019, 8 initial applications received, estimated tax credits: \$39,394,060
- June 2019, 19 initial applications received, estimated tax credits: \$125,405,892

Chart A shows the estimated number of hires, qualified costs, and total New York budget per project for the 39 initial applications approved this quarter. The New York budget represents the estimated spending in New York State. The figures shown in the column for number of employees are head-count numbers, not full-time equivalents.

FILM - PRODUCTION TAX CREDIT PROGRAM			
Chart A			
Initial Applications Submitted During the 2nd Quarter 2019			
ID	Number of Employees	Qualified Costs	Total NY Budget
2309	308	\$1,410,430	\$2,132,081
2311	376	\$3,140,802	\$3,959,301
2312	3,126	\$53,023,232	\$64,483,197
2314	432	\$1,470,461	\$1,832,263
2315	945	\$7,177,290	\$9,320,047
2316	70	\$174,719	\$246,055
2317	362	\$6,084,668	\$8,494,334
2318	652	\$4,427,071	\$6,947,088
2319	135	\$3,496,948	\$5,021,735
2320	278	\$2,185,407	\$2,635,559
2321	46	\$471,999	\$647,392
2322	2,068	\$38,499,920	\$44,520,472
2323	53	\$217,839	\$315,525
2324	108	\$662,370	\$898,278
2325	62	\$420,240	\$510,218
2326	790	\$43,978,482	\$67,423,088
2327	99	\$447,465	\$574,565
2328	841	\$15,338,868	\$23,170,523
2329	4,235	\$61,436,466	\$84,890,091
2330	135	\$473,336	\$748,970
2331	171	\$170,665	\$250,000
2332	70	\$708,571	\$1,049,863
2333	98	\$686,210	\$990,908
2334	56	\$230,476	\$399,998
2335	50	\$235,800	\$406,906
2336	1,978	\$37,572,691	\$47,329,426
2337	1,341	\$71,633,208	\$84,112,705
2338	2,310	\$49,720,987	\$58,080,906
2339	90	\$222,670	\$291,464
2340	41	\$116,975	\$154,925
2341	134	\$947,660	\$1,125,697
2342	211	\$824,921	\$1,044,816
2343	246	\$4,103,501	\$6,580,026
2344	2,765	\$45,578,464	\$54,949,158
2345	10,605	\$72,277,288	\$115,353,922
2346	574	\$55,189,116	\$98,007,526

Chart A Continued			
ID	Number of Employees	Qualified Costs	Total NY Budget
2347	161	\$3,147,078	\$5,985,141
2348	8,763	\$74,287,541	\$91,453,209
2357	88	\$215,770	\$320,743
Totals	44,873	\$662,407,605	\$896,658,121

INITIAL APPLICATIONS – POST-PRODUCTION CREDIT

During the second quarter of 2019, the Film Tax Credit Program deemed 32 initial applications for the post-production tax credit eligible to submit a final application for credits.

INITIAL APPLICATIONS – POST- PRODUCTION CREDIT – BY MONTH

- April 2019, 10 initial applications received, estimated tax credits: \$1,797,943
- May 2019, 11 initial applications received, estimated tax credits: \$4,068,331
- June 2019, 11 initial applications received, estimated tax credits: \$3,920,394

Chart B shows the estimated number of hires, qualified costs, and total New York budget for each of the 32 post-production projects approved this quarter.

FILM - PRODUCTION TAX CREDIT PROGRAM			
Chart B			
Initial Applications Submitted During the 2nd Quarter 2019			
ID	Number of Employees	Qualified Costs	Total NY Budget
579	32	\$1,279,729	\$1,537,793
580	0	\$800,000	\$800,000
581	0	\$13,900	\$13,900
582	29	\$1,884,580	\$2,108,506
583	6	\$169,613	\$222,548
584	11	\$160,960	\$163,345
585	24	\$768,711	\$893,331
586	7	\$50,000	\$62,000
587	0	\$105,000	\$105,000
588	0	\$750,000	\$750,000
590	0	\$3,200,000	\$3,200,000
591	9	\$205,929	\$205,929
592	0	\$472,820	\$472,820
593	16	\$574,206	\$674,706

Chart B Continued			
ID	Number of Employees	Qualified Costs	Total NY Budget
594	0	\$970,200	\$970,200
595	17	\$2,074,270	\$2,691,140
596	15	\$383,502	\$383,502
597	32	\$2,920,948	\$3,004,080
598	3	\$560,710	\$670,500
599	3	\$152,753	\$152,753
600	27	\$2,045,764	\$2,534,860
601	2	\$106,000	\$106,000
602	15	\$782,086	\$802,086
603	7	\$921,543	\$1,282,385
604	8	\$551,312	\$613,880
606	0	\$375,000	\$375,000
607	10	\$3,797,708	\$4,843,537
608	5	\$722,808	\$841,500
609	0	\$1,019,000	\$1,019,000
610	44	\$1,059,783	\$1,431,389
612	0	\$440,000	\$440,000
617	10	\$3,292,740	\$4,413,230
Totals	347	\$33,068,400	\$38,371,745

FINAL APPLICATIONS – CREDITS ISSUED – FILM PRODUCTION AND POST PRODUCTION

Statutory provisions enacted in 2013 require that additional information be disclosed about the name of the company receiving the film and post-production tax credit, the amount of tax credit issued, and the credit eligible hours and wages for each project issued a credit. This new reporting requirement is applicable to film companies that submitted an initial application on or after March 28, 2013 AND have since completed their projects and were issued tax credits.

During the second quarter of 2019, 23 film projects and 9 post-production projects were issued credits that are subject to this new requirement. Charts C and D show the project name, the studio when applicable, the company that was issued the credit, the state where the company is incorporated, the county when applicable, the qualified costs, the total spending in New York State, the total number of employees hired, the credit eligible hours and credit eligible wages, and the credit issued amount for each of these 32 projects.

- Chart C - The 23 film projects issued credits during this reporting period spent \$329.9MM in New York State, hired 22,261 production workers and were issued credits of \$70.9MM.
- Chart D - The 9 post-production projects issued credits during this period spent \$23MM in New York State, hired 368 production workers and were issued credits of \$6.1MM.

Chart C

FILM TAX CREDIT PROGRAM – CREDITS ISSUED

PROJECT	Studio	Company	State of Inc.	County	Qualified Costs	NYS Spend	Total Hires	Credit Eligible Hours	Credit Eligible Wages	Credit Issued Amount
It Had to Be You		It Had to Be You LLC	NY	Colum.	\$255,843	\$382,580	128	7,208	\$134,416	\$76,753
Such A Funny Life		Oliver Mann	NY	Bronx	\$172,182	\$243,874	53	4,183	\$79,716	\$51,655
Peter Pan Live	NBCU	Universal Television LLC	CA		\$19,725,243	\$24,769,266	467	129,500	\$7,026,909	\$5,917,573
The Rainbow Bridge Motel		The Rainbow Bridge Film LLC	NY	Erie	\$52,652	\$70,430	29	2,995	\$38,459	\$15,796
Cruise		Cruise Production Services, Inc.	NY	NY	\$1,734,875	\$2,390,308	385	33,238	\$598,261	\$520,462
Time After Time Pilot	WB	Warner Bros. Television	DE		\$7,483,216	\$8,338,585	1,518	82,286	\$3,399,682	\$2,244,965
The Woodsman		BroadwayHD	NY	NY	\$137,840	\$219,636	55	840	\$56,746	\$41,352
Radium Girls		Ra88 Productions LLC	NY	NY	\$646,296	\$848,642	92	12,791	\$166,206	\$193,889
Tony Bennett's 90th Birthday Special		TB TV LLC	NY	NY	\$3,594,536	\$4,236,586	238	9,178	\$790,381	\$1,078,361
She's Gotta Have It - Season 1	Netflix	Best Borough Productions LLC	NY	Kings	\$25,395,179	\$32,910,385	2,848	280,583	\$11,830,526	\$7,618,554
The Good Fight - Season 1	CBS	CBS Television Studios	DE		\$25,801,111	\$34,546,785	2,630	287,971	\$12,994,407	\$7,740,333
Vows of Madness		Rented Mule Films LLC	CA		\$168,933	\$242,065	96	4,971	\$94,066	\$50,680
All These Small Moments		All Moments, Inc.	NY	NY	\$649,357	\$832,451	216	19,095	\$331,180	\$194,807
Shadow Girl		Shadow Girl LLC	NY	NY	\$1,124,979	\$1,521,698	259	20,183	\$457,624	\$337,494
Blue Bloods - Season 8	CBS	Eye Productions, Inc.	DE		\$68,514,983	\$105,366,476	5,386	632,239	\$29,100,093	\$20,554,495
Orange is the New Black - Season 6	Lionsgate	Lady Prison Productions, Inc.	NY	NY	\$47,073,826	\$71,821,315	3,924	485,426	\$22,405,638	\$14,146,267
Happy! - Season 1	NBCU	Universal Cable Productions LLC	DE		\$23,068,502	\$27,930,214	2,375	240,579	\$11,572,841	\$6,920,551
Twelve (2017)		Scarlet Sky Productions LLC	CT		\$292,213	\$350,626	58	7,257	\$157,084	\$87,664
The Wolf Hour		TWH Movie, Inc.	NY	NY	\$1,914,299	\$2,305,087	274	26,885	\$720,667	\$574,290
Get Christie Love - Pilot	Lionsgate	Christie Love Productions, Inc.	CA		\$7,533,380	\$8,934,057	834	74,934	\$3,626,467	\$2,260,014
All The Little Things We Kill		Courageous Content 1 LLC	CA		\$678,882	\$931,588	236	14,512	\$321,647	\$203,665
Widow's Point		Kwakutl Films LLC	NY	Erie	\$175,420	\$225,812	61	5,358	\$92,713	\$52,626
Person to Person		Human People	NY	Kings	\$329,984	\$527,577	99	9,203	\$133,887	\$98,995
Totals					\$236,523,731	\$329,946,043	22,261	2,391,415	\$106,129,616	\$70,981,241

Chart D

POST – PRODUCTION TAX CREDIT PROGRAM – CREDITS ISSUED

PROJECT	Studio	Company	State of Inc.	County	Qualified Costs	NYS Spend	Total Hires	Credit Eligible Hours	Credit Eligible Wages	Credit Issued Amount
Unraveled - Season 1	NBCU	Peacock Productions	CA		\$471,989	\$669,911	32	5,922	\$279,395	\$141,597
AMC's The American West		Stephen David Entertainment LLC	NY	NY	\$2,154,463	\$2,569,311	59	22,530	\$1,195,758	\$646,339
The Purge: Election Year		Assassins Productions LLC	RI		\$1,285,031	\$1,542,906	18	9,192	\$467,442	\$385,509
Mudbound		Mudbound Productions, Inc.	LA		\$952,250	\$1,035,791	16	8,162	\$310,318	\$285,675
Mother!		Earth Crisis LLC	NY	NY	\$6,808,292	\$7,590,631	119	35,173	\$2,795,074	\$2,044,685
Frontiersmen	A&E Networks	Palisade Productions LLC	DE		\$4,611,701	\$5,186,543	54	29,865	\$1,640,190	\$1,383,510
Hold The Dark		HTD Productions, Inc.	NY	NY	\$2,123,506	\$2,188,930	16	7,506	\$466,423	\$637,052
Leave No Trace		My Abandonment Production Services, Inc.	NV		\$714,679	\$861,659	16	5,017	\$238,151	\$214,404
Like Father	Netflix	Father Daughter, Inc.	NY	NY	\$1,275,362	\$1,436,426	38	10,438	\$461,701	\$382,609
Totals					\$20,397,273	\$23,082,108	368	133,805	\$7,854,452	\$6,121,380