

1 **ENROLLED**

2 **COMMITTEE SUBSTITUTE**

3 **FOR**

4 **H. B. 2514**

5 (By Mr. Speaker (Mr. Thompson) and Delegate Armstead)

6 [By Request of the Executive]

7 [Passed April 12, 2013; in effect ninety days from passage.]

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9  
10 AN ACT to amend and reenact §11-13X-5 of the Code of West Virginia,  
11 1931, as amended, relating to lowering the total amount of tax  
12 credits available in a given fiscal year under the Film  
13 Industry Investment Act.

14 *Be it enacted by the Legislature of West Virginia:*

15 That §11-13X-5 of the Code of West Virginia, 1931, as amended, be  
16 amended and reenacted to read as follows:

17 **ARTICLE 13X. WEST VIRGINIA FILM INDUSTRY INVESTMENT ACT.**

18 **§11-13X-5. Amount of credit allowed; limitation of the credits.**

19 (a) *Base allowance.* --

20 The amount of credit allowed to every eligible company, except  
21 as provided in subsection (b) of this section, is twenty-seven  
22 percent.

23 (b) *Extra allowance for hiring of local workers.* -- Any amount  
24 allowed in subsection (a) of this section shall be increased by an  
25 additional four percent if the eligible company, or its authorized

1 payroll service company, employs ten or more West Virginia  
2 residents as part of its full-time employees working in the state  
3 or as apprentices working in the state.

4 (c) *Application of the credits.* -- The tax credit allowed  
5 under this section shall be applied to the eligible company's state  
6 tax liability as provided in section seven of this article.

7 (d) *Limitation of the credits.* -- No more than \$5 million of  
8 the tax credits may be allocated by the film office in any given  
9 West Virginia state fiscal year. The film office shall allocate  
10 the tax credits in the order the applications therefor are  
11 received.