



# ALABAMA FILM OFFICE

## Application for Pre-Qualification for Incentives Under the Entertainment Industry Incentive Act of 2009

### Production Company Information

Legal Name \_\_\_\_\_  
Address \_\_\_\_\_  
City, State, Zip \_\_\_\_\_

Contact Person \_\_\_\_\_  
Title \_\_\_\_\_  
Telephone Number \_\_\_\_\_  
Fax Number \_\_\_\_\_  
E-Mail \_\_\_\_\_

***\*The contact person will work with the Alabama Film Office and the Alabama Department of Revenue on the reporting of information necessary for the Incentives.***

### Related Parties\* (if applicable)

Name \_\_\_\_\_  
Address \_\_\_\_\_  
City, State, Zip \_\_\_\_\_  
Contact Person \_\_\_\_\_  
Title \_\_\_\_\_  
Telephone Number \_\_\_\_\_  
Fax Number \_\_\_\_\_  
E-Mail \_\_\_\_\_

*\* See Ala. Admin. Code r. 891-X-1-.02(1)(v) for a complete definition of "Related Party."*

*If necessary, additional pages may be attached to the end of this Application.*

### Organization of Production Company

\_\_\_\_\_ Individual Proprietorship  
\_\_\_\_\_ Partnership  
\_\_\_\_\_ Corporation  
\_\_\_\_\_ Limited Liability Company  
\_\_\_\_\_ Subchapter S Corporation  
\_\_\_\_\_ Other (please describe)  
\_\_\_\_\_

Date of Incorporation or Formation \_\_\_\_\_  
State of Incorporation or Formation \_\_\_\_\_

Federal Tax ID Number \_\_\_\_\_

**PROJECT DESCRIPTION**

_____ Feature Film	_____ script attached
_____ TV / Cable Film	_____ script attached
_____ TV Pilot	_____ script attached
_____ TV Series	_____ Season
_____ Documentary	_____ script attached
_____ Short Film	_____ script attached
_____ Animation	_____ script attached
_____ Commercial	_____ script attached
_____ Music Video	
_____ Interactive Game	
_____ Other (please describe) _____	

Title of Project \_\_\_\_\_

Total Budget of Project \_\_\_\_\_

***\*Enclose one hard copy and an electronic copy of an itemized budget for the Qualified Production.***

Description/Synopsis of Project \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**IN-STATE PRODUCTION OFFICE**

Alabama Production Office Address \_\_\_\_\_

Alabama Production Office Telephone Number \_\_\_\_\_

Shooting/Production Schedule Start Date \_\_\_\_\_

Shooting/Production Schedule End Date \_\_\_\_\_

Number of Total Shooting/Production Days \_\_\_\_\_

Number of Proposed Shooting/Production Days in Alabama \_\_\_\_\_

**KEY PRODUCTION PERSONNEL (as applicable)**

Producer(s) \_\_\_\_\_

Director \_\_\_\_\_

Line Producer \_\_\_\_\_

Unit Production Manager \_\_\_\_\_

Production Supervisor \_\_\_\_\_

Production Accountant \_\_\_\_\_

Completion Bond Guarantor \_\_\_\_\_

Name of Bond Company Representative \_\_\_\_\_

Contact Information for Bond Representative \_\_\_\_\_

Distribution Plan \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

## Check All Incentives Below for which Application is Made:

### ○ **Rebate of Production Expenditures Incurred in Alabama Related to State-Certified Production.**

To receive a Rebate equal to 25% of the State-Certified Production's Production Expenditures, excluding payroll paid to residents of Alabama, plus a Rebate equal to 35% of all payroll paid to residents of Alabama for the State-Certified Production, a Qualified Production Company must incur total Production Expenditures of at least \$500,000, but no Rebate shall be available for Production Expenditures in excess of \$10,000,000. To apply for the Rebate, complete Part 1.

### ○ **Rebate of Production Expenditures Incurred in Alabama Related to a Soundtrack Used in a Motion Picture.**

To receive a Rebate equal to 25% of the Production Expenditures on a State-Certified Production of a soundtrack used in a motion picture, [excluding payment paid to Residents of Alabama,] plus a Rebate equal to 35% of all payroll paid to Residents of Alabama for the State-Certified Production, a Qualified Production Company must incur total Production Expenditures of at least \$50,000, but no Rebate shall be available for Production Expenditures in excess of \$300,000. To apply for the Rebate, complete Part 1.

### ○ **Exemption from State Sales, Use, and Lodgings Tax**

A Qualified Production Company intending to produce all or any part of a Qualified Production in Alabama may apply for an exemption from the STATE portion of sales, use, and lodgings taxes on purchases of tangible personal property and expenditures for lodgings to be made in Alabama in connection with the Qualified Production. To apply for the exemption from the STATE portion of sales, use, and lodgings taxes, complete Parts 1, 2, and 3.

1. Application for the sales, use, and lodgings tax exemptions may be accepted only for those Qualified Production Companies that report anticipated Production Expenditures in the State of Alabama in the aggregate equal to or exceeding \$150,000 in connection with the production of one or more Qualified Productions in the State within a consecutive 12-month period.
2. To apply for the exemption, before the commencement of the project, the Qualified Production Company must provide an estimate of total expenditures expected to be made in Alabama in connection with the Qualified Production (Part 1) and an estimate of the amount of STATE sales, use, and lodgings taxes that will be exempted. (Parts 2 and 3).
3. Applications must be submitted to the Alabama Film Office. Upon approval by the Alabama Film Office, the Alabama Department of Revenue shall issue a STATE Sales, Use, and Lodgings Tax Certificate of Exemption.
4. A Qualified Production Company that is approved and receives sales, use, and lodgings tax exemptions, but fails to expend \$150,000 within a consecutive 12-month period, is liable for the sales, use, and lodgings taxes that would have been paid had the approval not been granted.

**\*\*NOTE: All capitalized terms appearing herein have the same meaning as provided in Ala. Admin. Code r. 891-X-1-.02.\*\***



**PART 2: ESTIMATE OF COST OF PURCHASES OF TANGIBLE PERSONAL AND PROJECTED STATE SALES AND USE TAX EXEMPTION INCENTIVE**

Include estimates of the cost of all tangible personal property that will be purchased in Alabama during the production. These amounts should also be included in the total expenditures on Part 1 - Estimate of Production Expenditures and Projected Rebate Incentive.

		<b>Purchases made in Alabama</b>
36	Set Dressing Purchases	
37	Production Equipment Purchases	
38	Prop Purchases	
39	Purchases of Wardrobe/Costumes/Makeup	
40	Catering/Meals/Food Expenditures	
41	<i>OTHER PURCHASES OF TANGIBLE PERSONAL PROPERTY NOT INCLUDED ABOVE- PLEASE SPECIFY</i>	
42	_____	
43	_____	
44	_____	
45	_____	
46	_____	
47	<b>Total Purchases of Tangible Personal Property (Sum Lines 36-46)</b>	
48	<b>Projected State Sales and Use Tax Exemption Incentive (Line 47 x 4%)</b>	

**PART 3: ESTIMATE OF ANTICIPATED LODGINGS EXPENDITURES AND PROJECTED STATE LODGINGS TAX EXEMPTION INCENTIVE**

Include an estimate of the cost of hotel accommodations and lodgings to be expended during the production. These amounts should also be included in the total expenditures on Part 1- Estimate of Production Expenditures and Projected Rebate Incentive. (Note: the State rate of lodgings tax is 4% except for lodgings provided in the "Alabama Mountain Lakes area", which is the geographic region comprising the north Alabama counties of Blount, Cherokee, Colbert, Cullman, DeKalb, Etowah, Franklin, Jackson, Lauderdale, Lawrence, Limestone, Madison, Marion, Marshall, Morgan, and Winston Mountain Lake Regions where the State lodging tax rate is 5%)

		<b>Column 1 Lodgings Expenditures</b>	<b>Column 2 State Lodgings Tax Rate</b>	<b>Column 3 Projected State Lodgings Tax Exemption (Column 1 x Column 2)</b>
49	Lodgings Expenditures - Alabama Mountain Lakes area		5%	
50	Lodgings Expenditures - All other areas of Alabama		4%	
51	<b>Projected State Lodgings Tax Exemption Incentive</b>			

**PART 4: TOTAL AMOUNT OF INCENTIVE ALLOWED**

52	Projected Rebate Incentive (Line 35)	
53	Projected State Sales and Use Tax Exemption Incentive (Line 48)	
54	Projected State Lodgings Tax Exemption Incentive (Line 51)	
55	<b>Total Amount of Incentive Allowed *</b>	

*\* If approved, this is the amount of the incentive allocated to the production. The total of the actual incentives cannot exceed this amount.*

**CERTIFICATION BY APPLICANT**

Applicant is responsible for the accuracy of all data and documentation included in this application. Applications are to be submitted to the **Alabama Film Office, 401 Adams Avenue, Suite 170, Montgomery, AL 36104**. Once submitted, applications will become the property of the Alabama Film Office. It is the Applicant's responsibility to inform the Alabama Film Office in the event that there are changes to any information on the application. Amendments must be made in writing to the Alabama Film Office, 401 Adams, Avenue, Suite 170, Montgomery, AL 36104 and a confirmation letter will be issued by the Alabama Film Office.

Upon written request, an Applicant shall issue any necessary authorization to the appropriate federal, state, or local authority for the release of information concerning a Qualified Production being considered under these administrative rules, including but not limited to financial reports and records relating to the Applicant or to the Qualified Production for which the Incentives are requested. Applicant must comply with all of the Alabama Film Office standard production requirements regarding child labor laws, production liability, and workers compensation insurance and standard notification practices set forth by the Alabama Film Office.

By signing below, the Applicant certifies that all the information contained herein and exhibits attached hereto are true to the best of its knowledge and are submitted for the purpose of obtaining certain Incentives as provided under the Entertainment Industry Incentive Act of 2009.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Applicant

\_\_\_\_\_  
By

\_\_\_\_\_  
Name

\_\_\_\_\_  
Title

**CERTIFICATION BY THE ALABAMA FILM OFFICE**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Telephone Number

Certification # \_\_\_\_\_

**AGREEMENT FOR END CREDIT ROLL**

The end credit roll of a State-Certified Production that utilizes the Alabama Entertainment Industry Incentive Act 2009 shall, where applicable, include an End Credit recognizing the State of Alabama with an acknowledgement of assistance from "The Alabama Film Office" and a statement that the project was "FILMED ON LOCATION IN ALABAMA" or a comparable acknowledgement. The State of Alabama also reserves the right to refuse Alabama's name in the credits of a motion picture filmed or produced in the state.

\_\_\_\_\_  
Applicant

\_\_\_\_\_  
By

\_\_\_\_\_  
Date

\_\_\_\_\_  
Name

\_\_\_\_\_  
Title