

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Chapter 17 of Title 58.1 an article numbered 8,*
3 *consisting of sections numbered 58.1-1731, 58.1-1732, and 58.1-1733, relating to fee charged for*
4 *in-room purchase or rental of digital media.*

5 [S 1421]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**

8 **1. That the Code of Virginia is amended by adding in Chapter 17 of Title 58.1 an article**
9 **numbered 8, consisting of sections numbered 58.1-1731, 58.1-1732, and 58.1-1733, as follows:**

10 *Article 8.*11 *Digital Media Fee.*12 *§ 58.1-1731. Fee for digital media purchase or rental.*

13 *There is hereby imposed a fee equal to 10 percent of the price of all in-room purchases or rentals of*
14 *digital media in hotels, motels, bed and breakfast establishments, inns, and other facilities offering guest*
15 *rooms rented out for continuous occupancy for fewer than 90 consecutive days. As used in this section,*
16 *"digital media" means any audio-visual work received through the in-room television for a separate*
17 *charge, including, but not limited to, any motion picture, television or audio programming, or game,*
18 *regardless if it is transmitted in an analog or digital format. "Digital media" shall not include Internet*
19 *access or telephone service.*

20 *§ 58.1-1732. Collection.*

21 *The fee imposed by this article shall be collected monthly by the Department of Taxation in the same*
22 *manner as the sales and use tax imposed under Chapter 6 (§ 58.1-600 et seq.), as provided by rules and*
23 *regulations promulgated by the Tax Commissioner.*

24 *§ 58.1-1733. Disposition of proceeds.*

25 *After the administrative costs for collecting the fees are recovered by the Department of Taxation,*
26 *the remaining revenues shall be divided as follows:*

27 *1. Fifty percent shall be deposited into the state's general fund; and*

28 *2. Fifty percent shall be deposited into the Governor's Motion Picture Opportunity Fund established*
29 *under § 2.2-2320. All revenues deposited to the Fund shall be used for film incentive programs*
30 *established by the Virginia Film Office.*

ENROLLED

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