

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 2.2-122 of the Code of Virginia, relating to commercial use of seals of*
3 *the Commonwealth; commemorative coins.*

4 [H 2304]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 2.2-122 of the Code of Virginia is amended and reenacted as follows:**8 **§ 2.2-122. Commercial use of seals of the Commonwealth.**

9 A. Notwithstanding the provisions of § 1-505, the Governor may authorize the use of the seals of the
10 Commonwealth for commercial purposes upon a finding that such use promotes an appropriate image of
11 the Commonwealth, its heritage and its history, and that such use is carried out in accordance with the
12 laws of the Commonwealth. In considering whether the use of the seals in association with a product
13 promotes an appropriate image of the Commonwealth, preference shall be given to products that (i)
14 preserve traditional methods of production, including handcrafting techniques, (ii) enhance public
15 appreciation of the Commonwealth's aesthetic values, and (iii) incorporate workmanship and materials of
16 the highest quality. A prospective licensee shall be deemed qualified to protect and promote the image
17 of the Commonwealth if it holds licenses to produce products associated with museums and sites of
18 major historical importance in the Commonwealth, including but not limited to homes of Presidents of
19 the United States and restored historical areas.

20 B. The Governor may direct the State Treasurer to cause to be minted gold, platinum, and silver
21 coins for commemorative use that bear the seals of the Commonwealth *on the obverse side of the coin*
22 *and scenes of natural or historically significant locations in the Commonwealth as recommended by the*
23 *Board of Tourism on the reverse side. Except as provided in subsection C, proceeds from the sale of*
24 *such coins shall be deposited in the Cooperative Marketing Fund established pursuant to § 2.2-2319.*

25 C. The Secretary of the Commonwealth and the Director of the Division of Purchases and Supply
26 shall assist the Governor in determining the appropriateness of (i) any contract entered into for the
27 commercial use of the seals of the Commonwealth, (ii) the product intended to be sold, (iii) any
28 marketing activities undertaken to promote the sale of the product, and (iv) the pricing structure,
29 including royalties to be paid to the Commonwealth for such use and sale. Any such royalties paid to
30 the Commonwealth shall be deposited in the general fund.