

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1951



ENROLLED

HOUSE BILL No. 56

(By Mr. Speaker, Mr. Flannery)



PASSED February 5, 1951

In Effect From Passage



36

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House Bill No. 56

(By MR. SPEAKER, MR. FLANNERY)

[Passed February 5, 1951; in effect from passage.]

AN ACT to amend and reenact sections nine and nineteen, article three, chapter sixty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the prices at which alcoholic liquors may be sold by the liquor control commission and to the disposition of moneys received by the commission, and providing for an increase in such prices to raise additional revenue for the payment of veterans' bonus bonds.

Be it enacted by the Legislature of West Virginia:

That sections nine and nineteen, article three, chapter sixty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

Section 9. *Uniform Prices; Posting and Distribution of*

2 *Price Lists; Price Increase for Payment of Veterans'*

3 *Bonus Bonds.*—The commission shall, from time to time,

4 fix uniform prices for each variety, class and brand of

5 alcoholic liquors offered for sale in state stores. Alcoholic
6 liquors shall be sold in state stores and agencies only at
7 the uniform prices fixed by the commission.

8 The commission shall prepare price lists showing the
9 price of each variety, class or brand. Price lists shall be
10 posted prominently in each store and shall be available
11 for distribution and inspection in every state store and
12 agency.

13 For the purpose of providing revenue for the payment
14 of bonds issued under and by virtue of the veterans' bonus
15 amendment to the constitution, the commission in the
16 exercise of its authority under this section is hereby di-
17 rected to increase the price of alcoholic liquors on or be-
18 fore the last day of June, one thousand nine hundred fifty-
19 one, in an amount sufficient to produce an additional an-
20 nual revenue of one million six hundred thousand dollars
21 on an annual volume of business equal to the average for
22 the last three years. Whenever in any fiscal year the
23 amount of money accumulated in the veterans' bonus
24 sinking fund shall be sufficient to pay at maturity all out-
25 standing bonus bonds, together with the interest due or

26 payable thereon, the provision herein made for such price
27 increase shall become ineffective at the end of such fiscal
28 year.

Sec. 19. *Amount of Operating and Reserve Fund; Pay-*
2 *ments into Veterans' Bonus Sinking Fund; Disposition of*
3 *Excess.*—All moneys collected by the commission shall be
4 credited to the operating fund until that fund reaches an
5 amount sufficient for the current and routine requirements
6 of the department, this amount to be fixed by the com-
7 mission with the approval of the governor, and not to
8 exceed at any time the sum of one million five hundred
9 thousand dollars. The receipts in excess of the require-
10 ments of the operating fund shall be paid into the reserve
11 fund until the amount of the reserve fund equals three
12 hundred fifty thousand dollars.

13 On or after the first day of July, one thousand nine hun-
14 dred fifty-one, from receipts in excess of the requirement
15 of the operating and reserve fund, the sum of four hun-
16 dred thousand dollars shall, upon requisition of the gov-
17 ernor, be paid each quarter into the veterans' bonus sink-
18 ing fund. If in any fiscal year the amount so paid shall be

19 less than fifteen per cent of such excess, an additional
20 amount sufficient to make the total payments equal to
21 fifteen per cent of such excess shall at the end of the fiscal
22 year be paid into the sinking fund, upon requisition of the
23 governor. Whenever in any fiscal year the amount of
24 money accumulated in the veterans' bonus sinking fund
25 shall be sufficient to pay at maturity all outstanding bonus
26 bonds, together with the interest due or payable thereon,
27 no further transfers to such sinking fund shall be made
28 after the end of such fiscal year.

29 All receipts of the commission, not otherwise disposed
30 of by this section, shall, upon requisition of the governor,
31 be paid monthly into the state general revenue fund.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Robert E. Byrd
Chairman Senate Committee

James W. Losp
Chairman House Committee

Originated in the House of Delegates

Takes effect *from* passage.

Howard Tupper
Clerk of the Senate

J. R. Aliff
Clerk of the House of Delegates

W. Leigh Chestnut
President of the Senate

W. E. Haman
Speaker House of Delegates

The within *APPROVED* this the *13th*
day of *FEBRUARY*, 1951.

Okie L. Patton
Governor



RECEIVED IN THE OFFICE OF THE SECRETARY OF STATE
FEB 13 1951
D. PITT O'BRIEN,
SECRETARY OF STATE