WEST VIRGINIA CODE: §16-9H-11

§16-9H-11. Violations, fees and penalties for violations.

(a) The following fees and penalties apply to violations of this article:

(1) A distributor, wholesaler, or vape or smoke retailer, any other person or entity, who sells or offers for sale a vapor product in violation of this article shall be subject to a civil penalty of $100 per day for each vapor product offered for sale in violation of this section until the offending vapor product is removed from the market;

(2) In addition, any manufacturer, distributor, wholesaler, or vape or smoke retailer that sells vapor products in this state in violation of the provisions of §16-9H-10(a) or §16-9H-14 of this code shall be guilty of a misdemeanor for each violation.

(b) All fees and penalties collected by the Alcohol Beverage Control Commissioner pursuant to this section shall be used for administration and enforcement of this section.

WV Legislature