

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1955

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ENROLLED

SENATE BILL NO. 335

(By Mr. Jackson - Soyars)

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PASSED Mar 8 1955

In Effect July 1 - '55 Passage



Filed In the Office of the Secretary of State  
of West Virginia MAR 15 1955

D. PITT O'BRIEN  
SECRETARY OF STATE

**ENROLLED**

**Senate Bill No. 335**

(Originating in the Committee on Finance)

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[Passed March 8, 1955; in effect July 1, 1955.]

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AN ACT to amend and reenact sections fifteen, eighteen and nineteen, article three, chapter sixty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to regulation and control of the stock and funds of the West Virginia liquor control commission.

*Be it enacted by the Legislature of West Virginia:*

That sections fifteen, eighteen 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:

**Article 3. Sales by Commission.**

Section 15. *Amount of Stock Allowed; Contract for*  
*2 Manufacture of State Brand.*—In order to avoid the ac-

3 cumulation of excessive stocks in warehouses and stores,  
4 the commission shall so plan its purchases of alcoholic  
5 liquors for sale in state stores and agencies that the  
6 stock on hand at any time does not exceed the estimated  
7 requirements for sixty days' sales, and the amount of  
8 operating fund and the value of inventory stock shall not  
9 exceed six million dollars.

10 The commission may, with the consent of the governor,  
11 contract for the manufacture of alcoholic liquors for sale  
12 in state stores and agencies. Such liquors shall bear a  
13 special designation as a "state brand".

14 Listed brands and sizes of spiritous liquors shall not be  
15 reordered in quantities greater than at the rate of com-  
16 parative gross sales as determined by the last weekly re-  
17 port published prior to each reorder: *Provided, however,*  
18 Listed brands on allocation by the respective suppliers  
19 may be reordered upon the basis of anticipated needs  
20 to be determined by projecting the adjusted sales records  
21 to the period of allocation as fixed by the respective  
22 suppliers.

23 The initial order of any new or unlisted brand of  
24 spiritous liquor, excepting wine, shall not exceed five

25 hundred (500) cases. The initial order of new or unlisted  
26 wine brands shall not exceed fifteen hundred cases.

Sec. 18. *Operating Fund; Continuation and Use.*—The  
2 operating fund of the commission, heretofore created in  
3 the state treasury, is hereby continued and shall be a  
4 revolving fund from which all operation and administra-  
5 tion expenses of the commission shall be paid.

6 The reserve fund of the commission, heretofore created  
7 and existing in the state treasury, is hereby abolished  
8 and discontinued and all moneys in or belonging, owing  
9 or accruing to said fund shall be paid into the state  
10 treasury in accordance with the provisions of section  
11 seventeen of this article.

Sec. 19. *Amount of Operating Fund; Payment into  
2 Veterans' Bonus Sinking Fund; Disposition of Excess.*—  
3 All moneys collected by the commission shall be credited  
4 to the operating fund until that fund reaches an amount  
5 sufficient for the current and routine requirements of  
6 the department, this amount to be not in excess of the  
7 amount hereinbefore provided in section fifteen of this  
8 article.

9 On or after the first day of July, one thousand nine  
10 hundred fifty-five, from receipts in excess of the require-  
11 ment of the operating fund, the sum of four hundred  
12 thousand dollars shall, upon requisition of the governor,  
13 be paid each quarter into the veterans' bonus sinking  
14 fund. If in any fiscal year the amount so paid shall be  
15 less than fifteen per cent of such excess, an additional  
16 amount sufficient to make the total payments equal to  
17 fifteen per cent of such excess shall at the end of the  
18 fiscal year be paid into the sinking fund, upon requisi-  
19 tion of the governor. Whenever in any fiscal year the  
20 amount of money accumulated in the veterans' bonus  
21 sinking fund shall be sufficient to pay at maturity all  
22 outstanding bonus bonds, together with the interest due  
23 or payable thereon, no further transfers to such sinking  
24 fund shall be made after the end of such fiscal year.

25 All receipts of the commission, not otherwise disposed  
26 of by this section, shall be paid monthly into the state  
27 general revenue fund in accordance with the provisions  
28 of section seventeen of this article.

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

*[Signature]*  
Chairman Senate Committee

*[Signature]*  
Chairman House Committee

Originated in the Senate.

Takes effect July 1 - '55 passage.

*[Signature]*  
Clerk of the Senate

*[Signature]*  
Clerk of the House of Delegates

*[Signature]*  
President of the Senate

*[Signature]*  
Speaker House of Delegates

The within approved this the 14  
day of March, 1955.

*[Signature]*  
Governor.



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of West Virginia

MAR 15 1955

D. PITT O'BRIEN  
SECRETARY OF STATE