WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1969

ENROLLED

HOUSE BILL No. 877

(By Mr. Water)

PASSED March 8, 1969

In Effect 30 days from Passage

FILED IN THE OFFICE
JOHN D. ROCKEFELLER, IV
SECRETARY OF STATE
THIS DATE 3-12-69
AN ACT to amend article sixteen, chapter eleven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section thirteen-a, relating to unlawful acts of brewers, persons, firms or corporations engaged in the business of selling nonintoxicating beer, ale or other malt beverages to a wholesaler.

Be it enacted by the Legislature of West Virginia:

That article sixteen, chapter eleven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section thirteen-a, to read as follows:
ARTICLE 16. NONINTOXICATING BEER.
§11-16-13a. Unlawful acts of brewers; penalties.

1 It shall be unlawful:

2 (a) For any brewer, or any other person, firm or corporation engaging in the business of selling nonintoxicating beer, ale or other malt beverage to a wholesaler, to discriminate in price, allowance, rebate, refund, commission, discount or service between distributors licensed in West Virginia. "Discriminate," as used in this section shall mean the granting of more favorable prices, allowances, rebates, refunds, commissions, discounts or services to one West Virginia distributor than to another.

(b) For any brewer, or any other person, firm or corporation engaging in the business of selling nonintoxicating beer, ale or other malt beverage to a wholesaler, to sell or deliver nonintoxicating beer, ale or other malt beverage to any licensed distributor unless and until such brewer, person, firm or corporation, as the case may be, shall have filed the brewery or dock price of such beer, ale or other malt beverage, by brands and container sizes, with the West Virginia nonintoxicating beer commis-
sioner. No price schedule shall be put into effect until
three days after receipt of same by the commissioner.

The violation of any provision of this section by any
brewer shall constitute grounds for the forfeiture of the
bond furnished by such brewer in accordance with the
provisions of section five of this article.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within approved this the 17th day of March, 1969.

Governor
PRESENTED TO THE GOVERNOR

Date 3/12/69
Time 2:45 p.m.