

1 **H. B. 2816**

2
3 (By Delegate Doyle)

4 [Introduced January 24, 2011; referred to the
5 Committee on the Judiciary.]

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10 A BILL to amend and reenact §60-7-11 of the Code of West Virginia,
11 1931, as amended, relating to permitting private clubs to
12 purchase alcoholic liquors from retail liquor stores in any
13 market zone in the state.

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

15 That §60-7-11 of the Code of West Virginia, 1931, as amended,
16 be amended and reenacted to read as follows:

17 **ARTICLE 7. LICENSES TO PRIVATE CLUBS.**

18 **§60-7-11. Licensee must purchase alcoholic liquors from or**
19 **through commissioner or retail licensee; exceptions.**

20 (a) (1) All licensees shall purchase all alcoholic liquors sold
21 by them from the West Virginia Alcohol Beverage Control
22 Commissioner at prices established by the commissioner for sales of
23 the alcoholic liquors to the public generally or from any retail

1 licensee in any market zone licensed under the provisions of
2 article three-a of this chapter, except that the licensees may
3 purchase those wines permitted to be sold at retail pursuant to
4 article eight of this chapter from those distributors in any market
5 zone licensed pursuant to said article at the same prices the
6 distributors sell the wines to retailers licensed pursuant to said
7 article.

8 (2) A licensee may by contract approved by the commissioner
9 receive deliveries of alcoholic liquor from a retail liquor store,
10 and the provisions of sections twelve and thirteen, article six of
11 this chapter shall not apply to the transportation of that
12 alcoholic liquor.

13 (b) In all reports filed under section sixteen, article
14 fifteen, chapter eleven of this code, retail licensees licensed
15 under the provisions of article three-a of this chapter shall
16 separately identify the amount of sales tax on sales of liquor to
17 licensees in the manner required by the Tax Commissioner.

18 (c) Notwithstanding the provisions of section thirty, article
19 fifteen, chapter eleven of this code to the contrary, the amount of
20 the sales taxes collected by the Tax Commissioner shall be
21 deposited in a revolving fund account in the State Treasurer's
22 office, designated the "Drunk Driving Prevention Fund", and
23 administered by the commission on drunk driving prevention, subject
24 to appropriations by the Legislature.

NOTE: The purpose of this bill is to permit private clubs to purchase alcoholic liquors from retail liquor stores in any market zone in the state.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.