

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Chapter 1 of Title 4.1 a section numbered 4.1-133,*  
3 *relating to alcoholic beverage control; bailment system of warehousing.*

4 [H 1339]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding in Chapter 1 of Title 4.1 a section numbered**  
8 **4.1-133 as follows:**9 *§ 4.1-133. Bailment system of warehousing; prohibited fees and charges.*

10 *In the event that the Board adopts any regulation or policy providing for bailment warehousing*  
11 *operations or otherwise requiring that a vendor of alcoholic beverages retain ownership or legal title to*  
12 *beverages purchased or ordered for purchase by the Board for any period after the Board or its agent*  
13 *comes into physical possession of such beverages, the Board shall not impose upon any vendor required*  
14 *to provide stock under such bailment system any:*

15 *1. Overstock fee or other charge based or premised in whole or in part upon the fact that a vendor*  
16 *has delivered to any warehouse, store or other facility owned or operated by the Board or its agent*  
17 *bailed stock in excess of any maximum inventory level established or suggested by the Board.*

18 *2. Space reservation fee or other charge based or premised in whole or in part upon the fact that a*  
19 *vendor has delivered to any warehouse, store or other facility owned or operated by the Board or its*  
20 *agent bailed stock in a quantity less than any minimum inventory level established or suggested by the*  
21 *Board.*

22 *3. Fee or charge for the movement of bailed stock within a bailment warehouse or other bailment*  
23 *facility, or from a bailment warehouse or other bailment facility to a work area in proximity to such*  
24 *warehouse or facility, not at the request of the vendor holding legal title to such stock for the purpose*  
25 *of inspecting such stock.*

26 *4. Fee or charge for conducting a physical inventory of bailed stock at the request of the vendor*  
27 *holding legal title to such stock, provided that no more than two such requests have been made within*  
28 *the current fiscal year with respect to the particular item or brand of stock that is the subject of the*  
29 *request.*

30 *5. Fee or charge for withdrawal of bailed stock by the vendor who retains legal title to such stock.*

31 *6. Fee or charge greater than fifteen dollars per hour for the placement of stock on pallets or other*  
32 *appurtenances designed to facilitate the movement of stock within the warehouse or other facility.*

ENROLLED

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