

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a section numbered 4.1-103.01, relating to the*  
3 *Alcoholic Beverage Control Board; enforcement; sale of tobacco to minors; penalties.*

4 [H 1430]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding a section numbered 4.1-103.01 as follows:**8 *§ 4.1-103.01. Additional powers; access to certain tobacco sales records; inspections; penalty.*

9 *A. Notwithstanding the provisions of § 58.1-3 or any other provision of law, the Tax Commissioner*  
10 *shall provide to the Board, the name, address, and other identifying information within his possession of*  
11 *all wholesale cigarette dealers.*

12 *B. All invoices, books, papers or other memoranda and records concerning the sale of cigarettes*  
13 *maintained by wholesale cigarette dealers pursuant to § 58.1-1007 shall be subject to inspection during*  
14 *normal business hours by special agents of the Board. Any person who, upon request by a special*  
15 *agent, unreasonably fails or refuses to allow an inspection of the records authorized by this subsection*  
16 *shall be guilty of a Class 2 misdemeanor.*

17 *C. The Board may use the information obtained from the Tax Commissioner or by the inspections*  
18 *authorized by subsection B only for the purpose of creating and maintaining a list of retail dealers to*  
19 *facilitate enforcement of the laws governing the sale of tobacco products to minors. Neither the Board*  
20 *nor any special agent shall divulge any information provided by the Tax Commissioner or obtained in*  
21 *the performance of the inspections authorized by subsection B to anyone other than to another special*  
22 *agent. Any person violating the provisions of this subsection shall be guilty of a Class 2 misdemeanor.*

ENROLLED

HB1430ER