

# **WEST VIRGINIA LEGISLATURE**

## **2018 REGULAR SESSION**

**Introduced**

### **House Bill 4041**

BY DELEGATES HOWELL, HAMRICK, WARD, MAYNARD,  
DEAN, MARTIN, HARSHBARGER, CRISS AND SYPOLT

[Introduced January 12, 2018; Referred  
to the Committee on the Judiciary]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article,  
 2 designated §8-5A-1, relating to creating the Taxation With Representation Act whereby  
 3 nonresidents of a municipality who work in that municipality and who pay user fees  
 4 pursuant to a municipal ordinance may vote in municipal elections.

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

**ARTICLE 5A. TAXATION WITH REPRESENTATION ACT.**

**§8-5A-1. Taxation With Representation Act.**

1 Notwithstanding any other provision of this code to the contrary, and provided that a  
 2 person is not otherwise disqualified, a person who lives outside a municipality’s corporate limits  
 3 and who pays a user fee or other tax imposed by that municipality pursuant to §8-13-13 of this  
 4 code may vote in all elections of that municipality.

NOTE: The purpose of this bill is to create Taxation With Representation Act whereby nonresidents of a municipality who work in that municipality and who pay user fees pursuant to a municipal ordinance may vote in municipal elections.

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