

WEST VIRGINIA LEGISLATURE

2022 REGULAR SESSION

Introduced

House Bill 4033

BY DELEGATES HOWELL, B. WARD, SMITH, CRISS,
PHILLIPS, HORST, PRITT, PACK, LINVILLE, AND HAYNES

[Introduced January 12, 2022; Referred to the
Committee on Political Subdivisions then Government
Organization]

1 A BILL to amend and reenact §8-12-14 of the Code of West Virginia, 1931, as amended, relating
 2 to prohibiting counties from charging for a building permit if the value of the improvement
 3 is less than that which is required for a contractor’s license.

Be it enacted by the Legislature of West Virginia:

**ARTICLE 12. GENERAL AND SPECIFIC POWERS, DUTIES AND ALLIED
 RELATIONS OF MUNICIPALITIES, GOVERNING BODIES AND MUNICIPAL
 OFFICERS AND EMPLOYEES; SUITS AGAINST MUNICIPALITIES.**

§8-12-14. Permits for construction and alteration.

1 The governing body of every municipality has plenary power and authority to require a
 2 permit as a condition precedent to the erection, construction, repair or alteration of any structure
 3 or of any equipment or part of a structure which is regulated by state law or municipal ordinance:
 4 *Provided*, That no such permits may be required of the state, a county or other governmental
 5 entity, its contractors, agents or employees for the erection, construction, repair or alteration of
 6 any structure or of any equipment or part of a structure designated for use by the state, a county
 7 or other governmental entity: *Provided, however*, That a county or municipality may not charge
 8 for a building permit if the value of the improvement is less than what is required for a contractor’s
 9 license.

NOTE: The purpose of this bill is to prohibit counties or municipalities from charging for a building permit when the value of the improvement is less than that require for a contractor’s license.

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