

WEST VIRGINIA LEGISLATURE

2023 REGULAR SESSION

Introduced

House Bill 2400

By Delegate Fast

[Introduced January 11, 2023; 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 section,
2 designated §46A-6-109a, relating to allowing a home improvement transaction to be
3 performed under an oral contract.

Be it enacted by the Legislature of West Virginia:

ARTICLE 6. GENERAL CONSUMER PROTECTION.

§46A-6-109a. Failure to provide written contract not unfair or deceptive act.

1 Notwithstanding any other provision of this code to the contrary and notwithstanding the
2 provisions of Attorney General Rule §142-5-3, it is not an unfair or deceptive practice to have an
3 oral contract to perform any home improvement transaction. The Attorney General shall amend its
4 rules to comply with this section.

NOTE: The purpose of this bill is to allow an oral contract to be used to perform any home improvement transaction.

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