

1 **H. B. 2444**

2  
3 (By Delegate Hunt)

4 [Introduced February 14, 2013; referred to the  
5 Committee on Finance.]

6 **FISCAL**  
7 **NOTE**

8  
9  
10 A BILL to amend and reenact §11-1C-9 of the Code of West Virginia,  
11 1931, as amended, relating to capping a property tax increase  
12 resulting from an increase from the three-year reappraisal at  
13 five percent of the previous year's property tax assessment.

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

15 That §11-1C-9 of the Code of West Virginia, 1931, as amended,  
16 be amended and reenacted to read as follows:

17 **ARTICLE 1C. FAIR AND EQUITABLE PROPERTY VALUATION.**

18 **§11-1C-9. Periodic valuations.**

19 (a) After completion of the initial valuation required under  
20 section seven of this article, each assessor shall maintain current  
21 values on the real and personal property within the county. In  
22 repeating three-year cycles, every parcel of real property shall be  
23 visited by a member of the assessor's staff who has been trained

1 pursuant to section six of this article to determine if any changes  
2 have occurred which would affect the valuation for the property.  
3 With this information and information such as sales ratio studies  
4 provided by the Tax Commissioner, the assessor shall make such  
5 adjustments as are necessary to maintain accurate, current  
6 valuations of all the real and personal property in the county and  
7 shall adjust the assessments accordingly.

8 (b) In any year the assessed value of a property or species of  
9 property be less than or exceed sixty percent of current market  
10 value, the Tax Commissioner shall direct the assessor to make the  
11 necessary adjustments. If any assessor fails to comply with the  
12 provisions of this section, the Tax Commissioner may, at the county  
13 commission's expense, take reasonable steps to remedy the  
14 assessment deficiencies.

15 (c) After completion of a reappraisal based on subsection (a)  
16 of this section, and a property's value has increased, the  
17 increased property tax levied on that property is capped at five  
18 percent of the previous year's property tax assessment.

NOTE: The purpose of this bill is to capping a property tax increase resulting from an increase from the three-year reappraisal at five percent of the previous year's property tax assessment.

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

2013R1972