

WEST VIRGINIA LEGISLATURE

2023 REGULAR SESSION

Introduced

House Bill 2308

By Delegates Howell and Martin

[Introduced January 11, 2023; 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 to
2 prohibiting counties from charging for a building permit if the value of the improvement is
3 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 or
3 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 any
6 structure or of any equipment or part of a structure designated for use by the state, a county or
7 other governmental entity: *Provided, however*, That a county or municipality may not charge for a
8 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.