

# **WEST VIRGINIA LEGISLATURE**

## **2025 REGULAR SESSION**

**Introduced**

## **House Bill 2030**

By Delegate Holstein

[Introduced February 12, 2025; referred  
to the Committee on Government Organization]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article,  
2 designated §7-28-1; to amend said code by adding thereto a new article, designated §8-  
3 40-1; and to amend said code by adding thereto a new section, designated §16-15-26,  
4 relating to hotel and motel housing vouchers; prohibiting city or town from requiring hotel or  
5 motel participation in housing voucher programs; prohibiting county from requiring hotel or  
6 motel participation in housing voucher programs; and prohibiting a housing authority from  
7 requiring hotel or motel participation in housing voucher programs.

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

## **CHAPTER 7. COUNTY COMMISSIONS AND OFFICERS.**

### **ARTICLE 28. HOTEL AND MOTEL HOMELESS HOUSING VOUCHERS.**

#### **§7-28-1. Hotel and motel homeless housing vouchers; participation; prohibition; definitions.**

1 (a) A county may not require a hotel or motel to participate in any program that houses  
2 homeless individuals or families in an unoccupied hotel or motel guest rooms through the use of a  
3 housing voucher.

4 (b) For purposes of this section:

5 (1) "Homeless individuals or families" means individuals who lack fixed, regular, and  
6 adequate nighttime residence or who have a primary nighttime residence in a shelter, on the  
7 street, in a park, in a vehicle, or in an enclosure that is not authorized for human habitation.

8 (2) "Hotel" or "motel" means an establishment that provides for payment temporary lodging  
9 in the form of overnight accommodations in guest rooms to transient patrons.

## **CHAPTER 8. MUNICIPAL CORPORATIONS.**

### **ARTICLE 40. HOTEL AND MOTEL HOMELESS HOUSING VOUCHERS.**

#### **§8-40-1. Hotel and motel homeless housing vouchers; participation; prohibition; definitions.**

1        (a) A city or town may not require a hotel or motel to participate in any program that houses  
2 homeless individuals or families in an unoccupied hotel or motel guest rooms through the use of a  
3 housing voucher.

4        (b) For purposes of this section:

5        (1) "Homeless individuals or families" means individuals who lack fixed, regular, and  
6 adequate nighttime residence or who have a primary nighttime residence in a shelter, on the  
7 street, in a park, in a vehicle, or in an enclosure that is not authorized for human habitation.

8        (2) "Hotel" or "motel" means an establishment that provides for payment temporary lodging  
9 in the form of overnight accommodations in guest rooms to transient patrons.

## CHAPTER 16. PUBLIC HEALTH.

### ARTICLE 15. STATE HOUSING LAW.

#### **§16-15-26. Hotel and motel homeless housing vouchers; participation; prohibition; definitions.**

1        (a) Notwithstanding any other law, the department may not require a hotel or motel to  
2 participate in any program that houses homeless individuals or families in an unoccupied hotel or  
3 motel guest rooms through the use of a housing voucher.

4        (b) For purposes of this section:

5        (1) "Homeless individuals or families" means individuals who lack fixed, regular, and  
6 adequate nighttime residence or who have a primary nighttime residence in a shelter, on the  
7 street, in a park, in a vehicle, or in an enclosure that is not authorized for human habitation.

8        (2) "Hotel" or "motel" means an establishment that provides for payment temporary lodging  
9 in the form of overnight accommodations in guest rooms to transient patrons.

NOTE: The purpose of this bill relates to hotel and motel housing vouchers programs; prohibiting city or town from requiring hotel or motel participation in housing voucher programs; prohibiting county from requiring hotel or motel participation in housing voucher programs; and prohibiting a housing authority from requiring hotel or motel participation in housing voucher programs.

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