

# WEST VIRGINIA LEGISLATURE

## 2023 REGULAR SESSION

Introduced

### House Bill Number

FISCAL  
NOTE

By Delegate Rowe

[Introduced January 11, 2023; Referred to the

Committee on Finance]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
 2 designated §11-21-12n; and to amend said code by adding thereto a new section,  
 3 designated §11-24-23h, all relating to creating a tax credit for improving facades in historic  
 4 districts; providing that individuals and corporations are entitled to a 25 percent tax credit of  
 5 the replacement cost of historic facades; and setting forth conditions.

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

**ARTICLE 21. PERSONAL INCOME TAX.**  
**§11-21-12n. Tax credit for improving facades in historic districts.**

1 In addition to amounts authorized to be subtracted from federal adjusted gross income  
 2 pursuant to §11-21-12(c) of this code, 25 percent of the replacement cost of a facade of a building  
 3 with no historic value which is located within a historic district, as that term is defined in §11-24-23b  
 4 of this code, and which is to be replaced to complement the historic facades in the district,  
 5 materially improving the overall historic appearance of the district, is also an authorized  
 6 modification reducing federal adjusted gross income. However, the facade replacement must  
 7 complement the facades of the historic buildings within the historic district, and not degrade the  
 8 historic facades of the other buildings, and its design and construction plan must be approved in  
 9 advance by the county commission or municipality.

**ARTICLE 24. CORPORATION NET INCOME TAX.**  
**§11-24-23h. Tax credit for improving facades in historic districts.**

1 The tax imposed by this article shall be offset by a credit equal to 25 percent of the  
 2 replacement cost of a facade of a building with no historic value which is located within a historic  
 3 district, as that term is defined in §11-24-23b of this code, and which is to be replaced to  
 4 complement the historic facades in the district, materially improving the overall historic  
 5 appearance of the district. The plan must be approved in advance by the county commission or  
 6 municipality where the district is located.

NOTE: The purpose of this bill is to create a tax credit for improving facades in historic districts. The bill provides that individuals and corporations are entitled to a 25 percent tax credit of the replacement cost of a historic façade.

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