



2022 End of Session Report

CAI's Government and Public Affairs team actively advocated [on behalf of the approximately 69,000 West Virginians living in more than 900 community associations](#) during the 2022 state legislative sessions. Below is a brief overview from the 2022 General Assembly:

HB 4623: Uniform Common Interest Ownership Act. This legislation would have amended the West Virginia Uniform Common Interest Ownership Act to allow associations to host meetings virtually and vote electronically, utilizing what is now universal technology. Associations across the country that have allowed association boards to have access to these technological capabilities see many benefits, including increased efficiency of meetings, increased participation and engagement in meetings, and better validation of votes and counting. Virtual meetings will continue to be important for decades to come and makes use of existing technology that associations already have access to. This legislation received a favorable vote in the House Judiciary Committee and did not make it off the House Floor for a full vote before session adjourned.

CAI applauds West Virginia for being one of the nine states which has adopted the Uniform Common Interest Ownership Act (UCIOA). The Uniform Law Commission recently approved amendments to UCIOA and the Uniform Condominium Act (UCA) at its 2021 annual meeting in Madison, Wis. These amendments resulted in some significant changes, including allowing for a board's ability to hold meetings electronically and to vote electronically. This legislation incorporates several of these new definitions of provisions of UCIOA, including:

- §1-103 – Definitions
 - (17A) – new definition for "Electronic."
- §3-108 – Amended to include provisions regarding remote owners' meetings (i.e., Zoom and similar platforms).
- §3-110 – Amended to include electronic voting at an owners' meeting; provides clarifications on multiple owners of a single unit casting votes.

CAI supports legislation that allows a community association board and membership to hold meetings virtually. Rules and regulations applicable to virtual meetings vary from state to state and often are contingent on a community association's articles of incorporation, charter, or bylaws depending on the state. Many states require associations to file as nonprofits corporations, meaning they may be governed by the state's nonprofit or business corporation act. If an association's governing documents are silent on virtual meeting regulations, the respective state's nonprofit or business corporation act may allow an association to meet virtually.

Status: FAILED

For more information on the CAI's activities and community association legislation in West Virginia, visit <https://www.caionline.org/Advocacy/LegalArena/Laws/Pages/WV.aspx>

Your Assistance is Needed

To help fund CAI advocacy activities in 2022 and beyond, donations are vital to our continued successes. We encourage donations from West Virginia community associations and individuals. Please visit www.caionline.org/lacdonate/ and donate to CAI's "Issues Advancement Fund" to support our continued efforts.

West Virginia Contact Information

- To find the chapter nearest you, please call (888) 224-4321.