



West Virginia Tax Department

Program: West Virginia Commercial Patent Incentives Tax Credit

Contact Taxpayer Services Division
304.558.3333
1.800.982.8297
TaxWVTaxAid@wv.gov

Target Audience Manufacturing entities that pay West Virginia property tax on inventories.

Funding N/A
Total available: N/A
Minimum or maximum amount a participant can receive:
No

Application Process The credit is shown on a tax return with applicable schedules.
Deadlines:

Description Tax credit for entities having a contract with WVU or Marshall and engaging in patent development, equal to 20% or 30% of royalties and “other consideration received” from the sale, lease or licensing of a patent developed in West Virginia.
Tax credit in the amount of 20% or 30% of net profits attributable to a patent of a “person directly using a patent developed in West Virginia in a manufacturing product or process in West Virginia.”
The credit offsets business franchise tax, corporate net income tax and personal income tax for up to 10 years.

Eligible Applicants Entities having a contract with WVU or Marshall and engaging in patent development, and persons directly using a patent developed in West Virginia in a manufacturing product or process in West Virginia.

West Virginia Tax Department continued ...

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Restrictions Failure to fulfill statutory requirements may result in recapture or recalculation of the tax credit.

