



CONSTRUCTION STATE LAW MATRIX



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FOR



Virginia

Pre-Qualification Requirements

TOPIC	YES/NO	STATUTORY REQUIREMENTS	NOTES/COMMENTS
Is There a State Licensing Requirement for General Contractors?	Yes	Virginia Code Annotated (Va. Code Ann.) §§ 54.1-1100, 54.1-1106, 54.1-1108, 54.1-1108.1 54.1-1108.2 Va. Code Ann. §§ 2.2-4317, 2.2-4308	<ul style="list-style-type: none"> A contractor must be issued the appropriate class of license. Class A contractors perform or manage construction, removal, repair, or improvements when (1) the total value referred to in a single contract or project is \$120,000 or more, or (2) the total value of all such construction, removal, repair, or improvements undertaken by such person within any 12-month period is \$750,000 or more. Class B contractors perform or manage \$10,000 - \$119,999 (single contract) or \$150,000 - \$749,999 annually. Class C contractors perform or manage \$1,000-\$10,000 (single contract) or \$0 - \$149,999 annually. Va. Code Ann. § 2.2-4317 authorizes the adoption of pre-qualification procedures for contractors competing for public construction contracts.
Is There a State Licensing Requirement for Construction Managers?	Yes	Va. Code Ann. § 54.1-1100	<ul style="list-style-type: none"> A "contractor" includes any person who "contracts for performing, managing or superintending, in whole or in part, the construction."
Is There a State Licensing Requirement for Architects and Engineers	Yes	Va. Code Ann. §§ 54.1-400 to 54.1-411	<ul style="list-style-type: none"> Va. Code Ann. §54.1-406 requires architects and engineers to be licensed, and §§ 54.1-401, -402, &-402.1 list the exceptions to the licensing requirement.
Is There a State Licensing Requirement for Other Parties?	Yes	Va. Code Ann. §§ 54.1-503, 54.1-1101, 54.1-1141, 54.1-1106, 54.1-1108, 54.1-1108.2	<ul style="list-style-type: none"> Electricians, plumbers, and HVAC contractors must be licensed as Class A, B, or C. Licenses are also required for asbestos and lead contractors, renovation contractors, elevator mechanics and accessibility mechanics. Va. Code Ann. §§ 54.1-1101, 54.1-1141 list the exceptions to the licensing requirements.
Is There a Foreign Corporation Registration Requirement?	Yes	Va. Code Ann. §§ 13.1-763, 2.2-4311.2	<ul style="list-style-type: none"> Foreign corporations must maintain a registered office which may be at a place of business and the corporation must maintain a registered agent. On public contracts, a bidder or offeror must include its State Corporation Commission identification number showing that it is authorized to transact business in Virginia.
Must a Non-resident Contractor Post a Bond as Part of the Process of Qualifying to do Business?	No		
Sales/Use Tax Obligations	Yes	Va. Code Ann. §§ 58.1-603 through 605	<ul style="list-style-type: none"> A 5.3% (4.3% state, 1% local) sales tax is assessed on every person selling or distributing personal property, renting or furnishing property or services, storing property for use or consumption, or leasing or renting personal property in Virginia. A 5.3% (4.3% state, 1% local) use tax is assessed upon the use or consumption of property or the storage of property outside of Virginia for the use in Virginia.