

SB 593

FILED

2002 APR -3 P 8:11

OFFICE OF THE WEST VIRGINIA  
SECRETARY OF STATE

**WEST VIRGINIA LEGISLATURE**

*Regular Session, 2002*

**ENROLLED**

**SENATE BILL NO.** 593

(By Senators Minard and Kessler )

**PASSED** March 9, 2002

**In Effect** 90 days from **Passage**

FILED

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OFFICE WEST VIRGINIA  
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**ENROLLED**

**Senate Bill No. 593**

(BY SENATORS MINARD AND KESSLER)

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[Passed March 9, 2002; in effect ninety days from passage.]

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AN ACT to amend and reenact section thirty-three, article six, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the use of used car guides that are approved by the West Virginia insurance commissioner for setting the minimum value of motor vehicles involved in total loss claims.

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

That section thirty-three, article six, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

**ARTICLE 6. THE INSURANCE POLICY.**

**§33-6-33. Value of motor vehicle involved in claim.**

- 1 Insurance companies doing business in this state shall
- 2 use the most recent version of an "official used car guide"
- 3 approved by the insurance commissioner as a guide for

4 setting the minimum value of any motor vehicle involved  
5 in a claim settlement arising from a motor vehicle acci-  
6 dent. In addition to any cash settlement value so agreed to  
7 by the claimant, there shall be added an amount equal to  
8 five percent of the cash settlement value as reimbursement  
9 to the claimant for the excise tax imposed under section  
10 four, article three, chapter seventeen-a of the code of West  
11 Virginia.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

*[Signature]*  
.....  
Chairman Senate Committee

*[Signature]*  
.....  
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

*[Signature]*  
.....  
Clerk of the Senate

*[Signature]*  
.....  
Clerk of the House of Delegates

*[Signature]*  
.....  
President of the Senate

*[Signature]*  
.....  
Speaker House of Delegates

The within *is approved* this the *3rd*  
Day of *April*, 2002.  
*[Signature]*  
.....  
Governor

PRESENTED TO THE

COMMISSION

Date 9/25/02

Time 11:25 am