

**WEST VIRGINIA LEGISLATURE**  
**EIGHTY-SECOND LEGISLATURE**  
**REGULAR SESSION, 2015**



**ENROLLED**

**Senate Bill No. 403**

(BY SENATORS WALTERS AND NOHE)

[PASSED MARCH 12, 2015; IN EFFECT NINETY DAYS FROM PASSAGE.]

**E N R O L L E D**

**Senate Bill No. 403**

(BY SENATORS WALTERS AND NOHE)

---

[Passed March 12, 2015; in effect ninety days from passage.]

---

AN ACT to amend and reenact §17A-4A-15 of the Code of West Virginia, 1931, as amended, relating to liens on vehicles; expanding period of time during which a recorded lien on a vehicle is valid; expanding period of time during which a refiled lien on a vehicle is valid; and clarifying that the lienholder may refile a lien or encumbrance without obtaining the owner's consent.

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

That §17A-4A-15 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

**ARTICLE 4A. LIENS AND ENCUMBRANCES ON VEHICLES TO BE  
SHOWN ON CERTIFICATE OF TITLE; NOTICE  
TO CREDITORS AND PURCHASERS.**

**§17A-4A-15. Expiration of lien or encumbrance; refiling.**

1       The filing of any lien or encumbrance and its recordation  
2       upon the face of a certificate of title to any vehicle as  
3       provided in this article is valid for fifteen years only from the

4 date of filing, unless the lienholder refiles the lien or  
5 encumbrance in the manner provided in this article for filing  
6 and recordation in the first instance, in which event the lien  
7 or encumbrance is valid for successive additional periods of  
8 five years from the date of each refiling: *Provided*, That this  
9 article does not require the lienholder to obtain the consent of  
10 the owner to refile the lien or encumbrance: *Provided*,  
11 *however*, That in the case of a mobile home or manufactured  
12 home, the filing of any lien or encumbrance and its  
13 recordation upon the face of a certificate of title to the mobile  
14 home or manufactured home is valid for a period of thirty-  
15 three years from the date of filing.

16       When the last lien or encumbrance shown on a certificate  
17 of title becomes invalid by the passage of time as provided in  
18 this section, the Commissioner of Motor Vehicles is not  
19 required to maintain a lien index as to the certificate of title.

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

.....  
*Chairman Senate Committee*

.....  
*Chairman House Committee*

Originated in the Senate.

In effect ninety days from passage.

.....  
*Clerk of the Senate*

.....  
*Clerk of the House of Delegates*

.....  
*President of the Senate*

.....  
*Speaker of the House of Delegates*

\_\_\_\_\_

The within ..... this the .....

Day of ....., 2015.

.....  
*Governor*