

SB 468

FILED

2009 MAY -8 PM 3:40

WEST VIRGINIA LEGISLATURE WEST VIRGINIA
LEGISLATURE

SEVENTY-NINTH LEGISLATURE

REGULAR SESSION, 2009



ENROLLED

Senate Bill No. 468

(BY SENATORS LAIRD, WHITE,
D. FACEMYER AND KESSLER)

[Passed April 10, 2009; in effect ninety days from passage.]

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

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Senate Bill No. 468

(BY SENATORS LAIRD, WHITE, D. FACEMIRE AND KESSLER)

[Passed April 10, 2009; in effect ninety days from passage.]

AN ACT to amend and reenact §11A-3-24 of the Code of West Virginia, 1931, as amended, relating to requiring a purchaser of redemption property to pay in certified funds.

Be it enacted by the Legislature of West Virginia:

That §11A-3-24 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 3. SALE OF TAX LIENS AND NONENTERED, ESCHEATED AND WASTE AND UNAPPROPRIATED LANDS.

§11A-3-24. Notice of redemption to purchaser; moneys received by sheriff.

- 1 (a) Upon payment made by cashier check, money order,
- 2 certified check or United States currency in the amount
- 3 necessary to redeem, the clerk shall deliver to the sheriff
- 4 the redemption money paid and the name and address of
- 5 the purchaser, his or her heirs and assigns. The clerk shall
- 6 also note the fact of redemption on his or her record of
- 7 delinquent lands.

8 (b) Of the redemption money received by the sheriff
9 pursuant to this section, the sheriff shall deposit into the
10 sale of tax lien surplus fund provided by section ten of this
11 article an amount equal to the amount of taxes, interest
12 and charges due on the date of the sale, plus the interest at
13 the rate of one percent per month from the date of sale to
14 the date of redemption, the amount of the subsequent
15 years' taxes paid the day of or after the sheriff's sale, plus
16 interest at the rate of one percent per month thereon from
17 the date of payment to the date of redemption, the amount
18 of any additional expenses incurred after January 1 of the
19 year following the sheriff's sale for the preparation of the
20 list of those to be served with notice to redeem and any
21 examination of title performed and certified pursuant to
22 the provisions of section nineteen of this article, plus
23 interest at a rate of one percent per month from the date
24 of payment to the date of redemption. In cases where the
25 clerk has not received from the purchaser satisfactory
26 proof of additional expenses incurred after January 1 of
27 the year following the sheriff's sale as provided in section
28 twenty-three of this article, the sheriff shall deposit the
29 money received in the sale of tax lien surplus fund pro-
30 vided by section ten of this article.

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 *7th*
Day of *Apr May* 2009.

[Signature]
.....
Governor

PRESENTED TO THE
GOVERNOR

MAY 5 2009

Time 11:10 am