

WEST VIRGINIA LEGISLATURE

2026 REGULAR SESSION

Introduced

House Bill 5193

By Delegates Canterbury, Cooper, and Campbell

[Introduced February 04, 2026; referred to the
Committee on the Judiciary]

1 A BILL to amend and reenact §55-2-1 of the Code of West Virginia, 1931, as amended and to
2 repeal §55-2-3 of the code, relating to abolishing the right to obtain title to land by adverse
3 possession.

Be it enacted by the Legislature of West Virginia:

ARTICLE 2. LIMITATION OF ACTIONS AND SUITS.

§55-2-1. Entry upon or recovery of lands.

1 ~~No person shall make an entry on, or bring an action to recover, any land, but within ten~~
2 ~~years next after the time at which the right to make such entry or to bring such action shall have~~
3 ~~first accrued to himself or to some person through whom he claims~~

4 (a) A person may make an entry on, or bring an action to recover, any land at any time.

5 (b) The doctrine and law of adverse possession is abolished in West Virginia.

§55-2-3. Entry upon or recovery of lands by persons under disability.

1 [Repealed.]

NOTE: The purpose of this bill is to abolish the right to obtain title to land by adverse possession.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.