

WEST VIRGINIA LEGISLATURE

2026 REGULAR SESSION

Introduced

Senate Bill 664

By Senator Chapman

[Introduced January 29, 2026; referred

to the Committee on the Judiciary]

1 A BILL to amend and reenact §36-12-5 of the Code of West Virginia, 1931, as amended, relating to
2 permitting a power of attorney or conservator to sign a transfer on death deed.

Be it enacted by the Legislature of West Virginia:

ARTICLE 12. UNIFORM REAL PROPERTY TRANSFER ON DEATH ACT.

§36-12-5. Transfer on death deed authorized.

1 (a) An individual may transfer property to one or more beneficiaries or contingent
2 beneficiaries effective at the transferor's death by a transfer on death deed.
3 (b) A power of attorney or conservator may sign a transfer on death deed.

NOTE: The purpose of this bill is to permit a power of attorney or conservator to sign a transfer on death deed.

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