WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1984

ENROLLED

HOUSE BILL No. 1965

(By Rep. Del. Davis and Del. Chambers)

Passed March 6, 1984

In Effect Ninety Days From Passage
AN ACT to amend article four-a, chapter seventeen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section sixteen, relating to motor vehicles; providing priority security interest for a security agreement on a new motor vehicle.

Be it enacted by the Legislature of West Virginia:

That article four-a, chapter seventeen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section sixteen, to read as follows:

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


Any security agreement covering a security interest in a motor vehicle, if such instrument is accompanied by delivery of a manufacturer's or importer's certificate of origin, and followed by actual and continued possession of such certificate by the holder of said instrument, shall be valid as against the creditors of the debtor, whether armed with process or not, and against secured parties, and other lienholders or claimants. The interest of the holder of said
9 instrument shall be valid against subsequent purchasers only
10 if there is no consent by the holder of said instrument to
11 expose the covered motor vehicle for sale: Provided, That
12 such protected interest shall be void as to any bona fide
13 purchaser for value without notice.
14 Nothing herein shall be deemed to affect the provisions of
15 section one of this article.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

James L. Davis  
Chairman Senate Committee

Arnold Greth  
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

J. Harold Wetts  
Clerk of the Senate

Donald L. Lipp  
Clerk of the House of Delegates

John R. Miller  
President of the Senate

Va. L. Lee  Jr.  
Speaker House of Delegates

The within is approved this the 30th day of March, 1984.

Jack B. Ryland  
Governor