Τ	H. B. 4417
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3 4	(By Delegates Moore, Kinsey, Hartman, Reynolds, Campbell, E. Nelson and Azinger)
5	[Introduced February 5, 2014; referred to the
6	Committee on Banking & Insurance then the Judiciary.]
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10	A BILL to amend and reenact §17A-4A-15 of the Code of West
11	Virginia, 1931, as amended, relating to liens on vehicles;
12	expanding the period during which a recorded lien on a vehicle
13	is valid; expanding the period during which a refiled lien on
14	a vehicle is valid; and clarifying that the lienholder may
15	refile a lien or encumbrance without obtaining the owner's
16	consent.
17	Be it enacted by the Legislature of West Virginia:
18	That §17A-4A-15 of the Code of West Virginia, 1931, as
19	amended, be amended and reenacted to read as follows:
20	ARTICLE 4A. LIENS AND ENCUMBRANCES ON VEHICLES TO BE SHOWN ON
21	CERTIFICATE OF TITLE; NOTICE TO CREDITORS AND
22	PURCHASERS.
23	§17A-4A-15. Expiration of lien or encumbrance; refiling.
24	The filing of any lien or encumbrance and its recordation upon

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

1 the face of a certificate of title to any vehicle as provided in

NOTE: The purpose of this bill is to expand from ten years, to fifteen years the period during which a lien noted on the face of the certificate of title to a motor vehicle is valid, and to likewise expand from two years, to five years the period during which a refiled lien on a motor vehicle is valid.

16 title becomes invalid by the passage of time as provided in this

17 section, the Commissioner of Motor Vehicles shall not be is not

18 required to maintain a lien index as to the certificate of title.

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