

# WEST VIRGINIA LEGISLATURE

## 2019 REGULAR SESSION

### ENROLLED

#### Committee Substitute

for

#### House Bill 2476

BY DELEGATE WESTFALL, AZINGER, HOTT, D. JEFFRIES,  
GRAVES, JENNINGS, CRISS, MANDT, NELSON, ESPINOSA  
AND PORTERFIELD

[Passed March 4, 2019; in effect ninety days from  
passage.]

FILED  
2019 MAR 22 P 3:53  
OFFICE WEST VIRGINIA  
SECRETARY OF STATE

HB 2476

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FILED

1 AN ACT to amend and reenact §33-6-33 of the Code of West Virginia, 1931, as amended, relating  
2 to the valuation of a motor vehicle involved in an insurance claim; requiring that an amount  
3 equal to the consumers sales tax applicable to the sale of motor vehicles be added to a  
4 cash settlement arising from a total loss of a motor vehicle.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 6. THE INSURANCE POLICY.**

**§33-6-33. Valuation of motor vehicle involved in claim.**

1 Insurance companies doing business in this state shall use the most recent version of an  
2 “official used car guide” approved by the Insurance Commissioner as a guide for setting the  
3 minimum value of any motor vehicle involved in a claim settlement arising from the total loss of a  
4 motor vehicle. In addition to any cash settlement value so agreed to by the claimant, there shall  
5 be added an amount equal to the consumers sales tax set forth in §11-15-3c (b) of this code.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

*Steve Caputo*  
.....  
Chairman, House Committee

*Mark Pappas*  
.....  
Chairman, Senate Committee

Originating in the House.

In effect ninety days from passage.

*Stephanie J. Harrison*  
.....  
Clerk of the House of Delegates

*Joel Levin*  
.....  
Clerk of the Senate

*Leslie J. Huber*  
.....  
Speaker of the House of Delegates

*Mark B. Combs*  
.....  
President of the Senate

FILED  
2019 MAR 22 P 3:53  
OFFICE WEST VIRGINIA  
SECRETARY OF STATE

The within *is* approved ..... this the *22<sup>nd</sup>* .....  
day of *March* ..... 2019.

*James Owens*  
.....  
Governor

PRESENTED TO THE GOVERNOR

MAR 06 2019

Time 2:36pm