

Original sponsor: Judiciary Committee
by Request

Offered: 5/10/72
Referred: Rules

1 IN THE SENATE

BY THE COMMERCE COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 420

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to mobile home standards."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 45.30.010 is repealed and re-enacted to read:

9 Sec. 45.30.010. MOBILE HOME STANDARDS. (a) The Department of
10 Commerce shall, by regulations adopted under the Administrative
11 Procedure Act (AS 44.62), set minimum mobile home standards for the
12 state at least as stringent as those set out in the American National
13 Standards Institute Code A119.1 - 1972 for mobile homes. The depart-
14 ment may adopt that code by reference, specifying appropriate modifi-
15 cations, if any, of it.

16 (b) The regulations adopted under (a) of this section apply to
17 all mobile homes constructed in the state and to new and used mobile
18 homes brought into the state that are sold or offered or exposed for
19 sale after the effective date of this Act, with the exception of
20 mobile homes brought into the state and resided in by the owner or his
21 family for a period of at least one year. Mobile homes brought into
22 the state for personal use by the owner or his family may be sold as
23 provided by the regulations of the department. The regulations adopted
24 under (a) of this section do not apply to campers, motor homes, or
25 vehicular, portable structures with the dimensions of 35 feet in length
26 and 8 feet in width, or less.

27 * Sec. 2. AS 45.30.030(b) is amended to read:

28 (b) The department is responsible for inspecting mobile homes
29 constructed in the state and new and used mobile homes coming into the

1 state after the effective date of this Act and may adopt regulations
2 for the enforcement of this chapter [SEPTEMBER 1, 1971]. A mobile
3 home which meets the specification of the regulations adopted under
4 sec. 10 of this chapter [CODE] shall have affixed to it a state inspec-
5 tion tag stating that it meets state requirements. The cost of the
6 tag is \$10 and shall be paid by the manufacturer or owner of the
7 mobile home to the department.

8 * Sec. 3. AS 45.30.040 is amended to read:

9 Sec. 45.30.040. ENFORCEMENT OF COMPLIANCE. (a) A department
10 inspector shall give written notice to the owner of a mobile home of
11 each violation of the regulations adopted under sec. 10 of this chapter
12 [CODE]. The notice of violation shall accurately describe the viola-
13 tion and give specific reference to the section and paragraph of the
14 regulations [CODE].

15 (b) A mobile home found in violation of this chapter shall be
16 marked or tagged by the inspector indicating that it is rejected.
17 Mobile homes rejected by the department remain subject to the control
18 of the rejecting authority until the violation is corrected. The owner
19 of a rejected mobile home shall correct the violation within 30 days
20 or a longer period when authorized by the department, or the owner may
21 dispose of it in a manner authorized by the department. Rejected
22 mobile homes may not be offered or exposed for sale until officially
23 reexamined or until specific written permission for their sale is issued
24 by the department.

25 * Sec. 4. AS 45.30.050 is amended to read:

26 Sec. 45.30.050. PENALTY. A person who violates a provision of
27 the regulations adopted under sec. 10 of this chapter, or [CODE, AND]
28 who, after receiving the notification required by sec. 40 of this
29 chapter, refuses or fails to correct the violation, is guilty of a

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misdemeanor and upon conviction is punishable by a fine of not more than \$1,000. Each mobile home constructed or brought into the state in violation of those regulations [THIS CHAPTER] is a separate violation [OF THIS CHAPTER].

* Sec. 5. AS 45.30.020, 45.30.030(a) and 45.30.060 are repealed.