

Original sponsor: Rules Committee by
request of the Governor

Offered: 4/16/74
Referred: Judiciary

1 IN THE HOUSE

BY THE COMMERCE COMMITTEE

2 CS FOR HOUSE BILL NO. 800

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to mobile homes; and providing for
7 an effective date."

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

9 * Section 1. AS 45.30.010(b) is repealed and re-enacted to read:

10 (b) The regulations adopted under (a) of this section apply to
11 all mobile homes constructed in the state and to new and used mobile
12 homes brought into the state after July 1, 1974. The regulations
13 adopted under (a) of this section do not apply to travel trailers pri-
14 marily designed as temporary living accommodations for recreational,
15 camping or travel use drawn by another vehicle and which meet the legal
16 highway requirements without permit; pickup campers, motor homes, or
17 vehicular, portable structures with the dimensions of 35 feet in length
18 and eight feet in width, or less.

19 * Sec. 2. AS 45.30.010 is amended by adding new subsections to read:

20 (c) No mobile home may be brought into the state, sold or offered
21 or exposed for sale after July 1, 1974 unless it complies with the
22 regulations adopted under (a) of this section.

23 (d) The regulations adopted under (a), (b) and (c) of this section
24 do not apply to mobile homes brought into the state before September 1,
25 1971.

26 * Sec. 3. AS 45.30.030(b) is amended to read:

27 (b) The department is responsible for inspecting mobile homes
28 constructed in the state and new and used mobile homes coming into the
29 state after September 10, 1972 [OF THIS ACT] and may adopt regulations

1 for the enforcement of this chapter. A mobile home which meets the
2 specification of the regulations adopted under sec. 10 of this chapter
3 shall have affixed to it a state approval [INSPECTION] tag stating that
4 it meets state requirements. The cost of the tag is \$25 [\$10] and
5 shall be paid by the manufacturer or owner of the mobile home to the
6 department.

7 * Sec. 4. AS 45.30.030 is amended by adding a new subsection to read:

8 (c) A mobile home manufacturer or owner of a mobile home may
9 make application for plan approval to the department in accordance with
10 the regulations adopted under (b) of this section. The filing fee for
11 each application is \$100 with an annual renewal fee of \$50 and shall be
12 paid to the department. Each manufacturer constructing mobile homes
13 for sale in the state shall deposit a performance bond with the depart-
14 ment to assure construction compliance before plan approval will be
15 given. Performance bonds required under this section shall be in the
16 following amounts and based on the number of units shipped into the
17 state during the previous 12 months: (1) one to 50 units, \$20,000;
18 (2) in excess of 50 units, \$50,000; (3) new manufacturers obtaining
19 plan approval for the first time, \$20,000. A manufacturer who discon-
20 tinues constructing mobile homes for sale in the state shall maintain
21 a performance bond in the required amount for a period of 24 months after
22 the date the last mobile home was brought into the state.

23 * Sec. 5. AS 45.30.040 is amended to read:

24 Sec. 45.30.040. ENFORCEMENT OF COMPLIANCE. (a) A department
25 inspector shall give written notice to the owner or manufacturer of a
26 mobile home of each violation of the regulations adopted under sec. 10
27 of this chapter. The notice of violation shall accurately describe
28 the violation and give specific reference to the section and paragraph
29 of the regulations.

1 (b) A mobile home found in violation of this chapter shall be
2 marked or tagged by the inspector indicating that it is rejected.
3 Mobile homes rejected by the department remain subject to the control
4 of the rejecting authority until the violation is corrected. The owner
5 or manufacturer of a rejected mobile home shall correct the violation
6 within 30 days or a longer period when authorized by the department, or
7 the owner or manufacturer may dispose of it in a manner authorized by
8 the department. Rejected mobile homes may not be offered or exposed for
9 sale until officially reexamined or until specific written permission
10 for their sale is issued by the department.

11 * Sec. 6. AS 45.30.050 is amended to read:

12 Sec. 45.30.050. PENALTY. A person who violates a provision of
13 this chapter or the regulations adopted under sec. 10 of this chapter,
14 or who, after receiving the notification required by sec. 40 of this
15 chapter, refuses or fails to correct the violation, is guilty of a mis-
16 demeanor and upon conviction is punishable by a fine of not more than
17 \$1,000. Each mobile home constructed or brought into the state in vio-
18 lation of those regulations is a separate violation.

19 * Sec. 7. This Act takes effect on the day after its passage and
20 approval or on the day it becomes law without approval.
21
22
23
24
25
26
27
28
29