



# LAWS OF ALASKA

1974

Source

CSHB 800

Chapter No.

114

## AN ACT

Relating to mobile homes; and providing for an effective date.

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

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 AS 45.30.010(b) is repealed and re-enacted to read:

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

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

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

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

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

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

mobile homes coming into the state after September 10, 1972 and may adopt regulations for the enforcement of this chapter. A mobile home which meets the specification of the regulations adopted under sec. 10 of this chapter shall have affixed to it a state approval tag stating that it meets state requirements. The cost of the tag is \$25 and shall be paid by the manufacturer or owner of the mobile home to the department.

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

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

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

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

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

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

Sec. 45.30.050. PENALTY. A person who violates a provision of this chapter or the regulations adopted under sec. 10 of this chapter, or who, after receiving the notification required by sec. 40 of this chapter, refuses or fails to correct the violation, is guilty of a 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 is a separate violation.

\* Sec. 7. This Act takes effect on the day after its passage and approval or on the day it becomes law without approval.