

Fifty-fourth Legislature
First Regular Session

COMMITTEE ON COMMERCE
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2515
(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 33-1476.02, Arizona Revised Statutes, is amended
3 to read:

4 33-1476.02. Mobile home relocation fund; investment of monies

5 A. The mobile home relocation fund is established consisting of
6 monies collected pursuant to sections 33-1476.01, 33-1476.03, 33-2149 and
7 33-2151 and any surcharge collected pursuant to section 33-1437. The
8 director shall administer the fund.

9 B. Fund monies shall be used as prescribed in sections 33-1476.04
10 and 41-4008 and to pay premiums and other costs of purchasing, from a
11 private insurer who is licensed to transact insurance business in this
12 state, insurance coverage for tenant relocation costs due to a change in
13 use as prescribed in sections 33-1476.01 and 33-2149. Any insurance
14 rebates shall be deposited in the fund. If such insurance is not
15 available, or if the insurance costs exceed the amount available from the
16 fund, the fund shall be used to make direct payments for tenant relocation
17 costs. Monies in the fund in excess of the amount required for these
18 purposes shall be used, as necessary, to support the Arizona department of
19 housing's administration of the hearing function pursuant to section

1 41-4062 and the Arizona department of housing's administration of section
2 33-1437, subsection C.

3 C. On notice from the director, the state treasurer shall invest and
4 divest monies in the fund as provided by section 35-313, and monies earned
5 from investment shall be credited to the fund. Any unexpended and
6 unencumbered monies remaining in the fund at the end of the fiscal year do
7 not revert to the state general fund but remain in the fund, separately
8 accounted for, as a contingency reserve.

9 D. The director may adopt, amend or repeal rules pursuant to title
10 41, chapter 6 for the administration of the fund. Fund monies shall be
11 paid to the Arizona department of housing to offset the costs of
12 administering the fund, including the direct and indirect costs of
13 processing applications for reimbursement submitted under section 41-4008
14 and administering the direct and indirect costs of section 33-1437,
15 subsection C. The attorney general shall review the costs charged to the
16 fund.

17 Sec. 2. Section 41-4006, Arizona Revised Statutes, is amended to
18 read:

41-4006. Preemption of local building codes; responsibility for maintenance of utility connections; mobile home violations

22 A. ~~Not~~ A building code or local enforcement agency or its adopted
23 building codes may ~~NOT~~ require, as a condition of entry into or sale in any
24 county or municipality, that any unit that has been certified pursuant to
25 this chapter be subjected to any local enforcement inspection to determine
26 compliance with any standard covering any aspect of the unit that is
27 inspected pursuant to this article.

28 B. Except where a local enforcement agency participates in the
29 office permit and certificate issuance program for the installation of
30 manufactured homes, mobile homes, factory-built buildings and accessory
31 structures and inspection of such installations, ~~not~~ A local enforcement

1 agency ~~shall~~ MAY NOT subject any unit installed to any local inspections or
2 charge a fee for any services provided pursuant to this article.

3 C. A local enforcement agency in any county or municipality shall
4 recognize the minimum standards of the act as equal to any nationally
5 accepted or locally adopted building code standard.

6 D. ~~Nothing in~~ Subsection A, B or C of this section ~~shall~~ DOES NOT
7 prevent the application of local codes and ordinances governing zoning
8 requirements, fire zones, building setback, maximum area and fire
9 separation requirements, site development and property line requirements
10 and requirements for on-site utility terminals for factory-built buildings,
11 manufactured homes and mobile homes.

12 E. Notwithstanding any other provision of this section, the owner of
13 a manufactured home or mobile home located in a park subject to title 33,
14 chapter 11 is responsible for the maintenance of utility connections from
15 any outlets furnished by the landlord pursuant to section 33-1434 to the
16 unit, except that the landlord is responsible for the maintenance of
17 connections for any distance greater than twenty-five feet to the point at
18 which the utility connections are the property of the providing utility
19 company if the outlet is located outside the lot line of the owner's unit
20 and is more than twenty-five feet from the unit. A local enforcement
21 agency that determines that local code requirements are not being met or
22 that maintenance or safety activities are needed for utility connections
23 may not require anyone except the responsible party to perform or pay for
24 such activities.

25 F. A BUILDING CODE ENFORCEMENT AGENCY OR OTHER LOCAL ENFORCEMENT
26 AGENCY MAY NOT CITE OR OTHERWISE REQUIRE A MOBILE HOME PARK OWNER TO
27 CORRECT ANY VIOLATION RELATING TO A MOBILE HOME AS DEFINED IN SECTION
28 33-1409 THAT IS LOCATED IN A MOBILE HOME PARK AS DEFINED IN SECTION 33-1409
29 UNLESS THE MOBILE HOME PARK OWNER IS ALSO THE OWNER OF RECORD OF THE MOBILE
30 HOME. ANY CITATION FOR A VIOLATION OR OTHER SIMILAR ACTION MAY BE ISSUED

House Amendments to H.B. 2515

1 ONLY TO THE OWNER OF RECORD OF THE MOBILE HOME AS SHOWN IN THE RECORDS OF
2 THE DEPARTMENT OF TRANSPORTATION."

3 Amend title to conform

And, as so amended, it do pass

JEFF WENINGER
CHAIRMAN

2515COMMERCE
02/19/2019
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