

---

HOUSE BILL 1429

---

State of Washington

54th Legislature

1995 Regular Session

By Representatives Lisk, Morris, Chandler, Chappell, L. Thomas, Thompson, Hargrove, Casada and Silver

Read first time 01/25/95. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to manufacturers of recreation vehicles; and  
2 amending RCW 43.22.340, 43.22.345, 43.22.350, 43.22.434, 43.22.360,  
3 43.22.370, 43.22.380, 43.22.390, 43.22.400, and 43.22.420.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 43.22.340 and 1970 ex.s. c 27 s 1 are each amended to  
6 read as follows:

7 The director of labor and industries shall prescribe and enforce  
8 rules and regulations governing safety of body and frame design, and  
9 the installation of plumbing, heating, and electrical equipment in  
10 mobile homes((7)) and commercial coaches ((and/or recreational  
11 vehicles: PROVIDED, That the director shall not prescribe or enforce  
12 rules and regulations governing the body and frame design of  
13 recreational vehicles until after the American National Standards  
14 Institute shall have published standards and specifications upon this  
15 subject)). Such rules and regulations shall be reasonably consistent  
16 with recognized and accepted principles of safety for body and frame  
17 design and plumbing, heating, and electrical installations, in order to  
18 protect the health and safety of the people of this state from dangers  
19 inherent in the use of substandard and unsafe body and frame design,

1 construction, plumbing, heating, electrical, and other equipment and  
2 shall correlate with and, so far as practicable, conform to the then  
3 current standards and specifications of the American National Standards  
4 Institute standards A119.1 for mobile homes and commercial coaches  
5 (~~and A119.2 for recreational vehicles~~). It shall be unlawful for any  
6 person to lease, sell or offer for sale, within this state, any mobile  
7 homes(~~(7)~~) and/or commercial coaches (~~and/or recreational vehicles~~)  
8 manufactured after January 1, 1968, containing plumbing, heating,  
9 electrical, or other equipment, and after July 1, 1970 body and frame  
10 design or construction unless such equipment meets the requirements of  
11 the rules and regulations provided for herein. A manufacturer shall  
12 not sell or offer for sale within this state any new recreational  
13 vehicle that is not manufactured in compliance with the American  
14 National Standards Institute A119.2 standard for recreational vehicles.

15 **Sec. 2.** RCW 43.22.345 and 1969 ex.s. c 229 s 4 are each amended to  
16 read as follows:

17 Any person violating the provisions of RCW 43.22.340 (~~as amended~~  
18 ~~by section 1, chapter 229, Laws of 1969 ex.s.~~) shall be guilty of a  
19 misdemeanor. Each day upon which a violation occurs shall constitute  
20 a separate violation.

21 **Sec. 3.** RCW 43.22.350 and 1977 ex.s. c 21 s 6 are each amended to  
22 read as follows:

23 (1) In compliance with any applicable provisions of this chapter,  
24 the director of the department of labor and industries shall establish  
25 a schedule of fees, whether on the basis of plan approval or  
26 inspection, for the issuance of an insigne which indicates that the  
27 mobile home(~~(7)~~) and/or commercial coach (~~and/or recreational~~  
28 ~~vehicle~~) complies with the provisions of RCW 43.22.340 through  
29 43.22.410 or for any other purpose specifically authorized by any  
30 applicable provision of this chapter.

31 (2) Insignia are not required on mobile homes(~~(7)~~) and/or  
32 commercial coaches (~~and/or recreational vehicles~~) manufactured within  
33 this state for sale outside this state which are sold to persons  
34 outside this state.

35 **Sec. 4.** RCW 43.22.434 and 1977 ex.s. c 21 s 5 are each amended to  
36 read as follows:

1 (1) The director or the director's authorized representative may  
2 conduct such inspections and investigations as may be necessary to  
3 promulgate or enforce mobile home, commercial coach, (~~recreational~~  
4 ~~vehicle~~) factory built housing, and factory built commercial  
5 structure rules adopted under the authority of this chapter or to carry  
6 out the director's duties under this chapter.

7 (2) For purposes of enforcement of this chapter, persons duly  
8 designated by the director upon presenting appropriate credentials to  
9 the owner, operator, or agent in charge may:

10 (a) At reasonable times and without advance notice enter any  
11 factory, warehouse, or establishment in which mobile homes, commercial  
12 coaches, (~~recreational vehicles~~) factory built housing, and factory  
13 build commercial structures are manufactured, stored, or held for sale;  
14 and

15 (b) At reasonable times, within reasonable limits, and in a  
16 reasonable manner inspect any factory, warehouse, or establishment as  
17 required to comply with the standards adopted by the secretary of  
18 housing and urban development under the National Mobile Home  
19 Construction and Safety Standards Act of 1974. Each inspection shall  
20 be commenced and completed with reasonable promptness.

21 (3) In carrying out the inspections authorized by this section the  
22 director may establish, by rule, and impose on mobile home  
23 manufacturers, distributors, and dealers such reasonable fees as may be  
24 necessary to offset the expenses incurred by the director in conducting  
25 the inspections.

26 **Sec. 5.** RCW 43.22.360 and 1970 ex.s. c 27 s 3 are each amended to  
27 read as follows:

28 Plans and specifications of each model or production prototype of  
29 a mobile home(~~)~~ and/or commercial coach (~~and/or recreational~~  
30 ~~vehicle~~) showing body and frame design, construction, plumbing,  
31 heating and electrical specifications and data shall be submitted to  
32 the department of labor and industries for approval and recommendations  
33 with respect to compliance with the regulations and standards of each  
34 of such agencies. When plans have been submitted and approved as  
35 aforesaid, no changes or alterations shall be made to body and frame  
36 design, construction, plumbing, heating or electrical installations or  
37 specifications shown thereon in any mobile home(~~)~~ or commercial

1 coach (~~or recreational vehicle~~) without prior written approval of the  
2 department of labor and industries.

3 **Sec. 6.** RCW 43.22.370 and 1970 ex.s. c 27 s 4 are each amended to  
4 read as follows:

5 Any mobile home(~~(τ)~~) and/or commercial coach (~~(and/or recreational~~  
6 ~~vehicle)~~) leased or sold in Washington and manufactured prior to July  
7 1, 1968, which has not been inspected prior to its sale and which does  
8 not meet the requirements prescribed will not be required to comply  
9 with said requirements except for alterations or installations referred  
10 to in RCW 43.22.360.

11 **Sec. 7.** RCW 43.22.380 and 1970 ex.s. c 27 s 5 are each amended to  
12 read as follows:

13 Used mobile homes(~~(τ)~~) and/or commercial coaches (~~(and/or~~  
14 ~~recreational vehicles)~~) manufactured for use outside this state which  
15 do not meet the requirements prescribed and have been used for six  
16 months or more will not be required to comply with said requirements  
17 except for alterations or installations referred to in RCW 43.22.360.

18 **Sec. 8.** RCW 43.22.390 and 1970 ex.s. c 27 s 6 are each amended to  
19 read as follows:

20 Mobile homes(~~(τ)~~) and/or commercial coaches (~~(and/or recreational~~  
21 ~~vehicles)~~) subject to the provisions of RCW 43.22.340 through  
22 43.22.410, and mobile homes(~~(τ)~~) and/or commercial coaches (~~(and/or~~  
23 ~~recreational vehicles)~~) upon which alterations of body and frame  
24 design, construction or installations of plumbing, heating or  
25 electrical equipment referred to in RCW 43.22.360 are made after July  
26 1, 1968, shall have affixed thereto such insigne of approval.

27 **Sec. 9.** RCW 43.22.400 and 1970 ex.s. c 27 s 7 are each amended to  
28 read as follows:

29 If the director of the department of labor and industries  
30 determines that the standards for body and frame design, construction  
31 and the plumbing, heating and electrical equipment installed in mobile  
32 homes(~~(τ)~~) and/or commercial coaches (~~(and/or recreational~~  
33 ~~vehicles)~~) by the statutes or rules and regulations of other states are at least  
34 equal to the standards prescribed by this state, he may so provide by  
35 regulation. Any mobile home(~~(τ)~~) and/or commercial coach (~~(and/or~~

1 ~~recreational vehicle~~) which a state listed in such regulations has  
2 approved as meeting its standards for body and frame design,  
3 construction and plumbing, heating and electrical equipment shall be  
4 deemed to meet the standards of the director of the department of labor  
5 and industries, if he determines that the standards of such state are  
6 actually being enforced.

7 **Sec. 10.** RCW 43.22.420 and 1987 c 330 s 601 are each amended to  
8 read as follows:

9 There is hereby created a factory assembled structures advisory  
10 board consisting of nine members to be appointed by the director of  
11 labor and industries. It shall be the purpose and function of the  
12 board to advise the director on all matters pertaining to the  
13 enforcement of this chapter including but not limited to standards of  
14 body and frame design, construction and plumbing, heating and  
15 electrical installations, minimum inspection procedures, the adoption  
16 of rules and regulations pertaining to the manufacture of factory  
17 assembled structures, mobile homes, and commercial coaches (~~and~~  
18 ~~recreational vehicles~~). The advisory board shall periodically review  
19 the rules promulgated under RCW 43.22.450 through 43.22.490 and shall  
20 recommend changes of such rules to the department if it deems changes  
21 advisable.

22 The members of the advisory board shall be representative of  
23 consumers, the regulated industries, and allied professionals. The  
24 term of each member shall be four years. However, the director may  
25 appoint the initial members of the advisory board to staggered terms  
26 not exceeding four years.

27 The chief inspector or any person acting as chief inspector for the  
28 factory assembled structures, mobile home, and commercial coach (~~and~~  
29 ~~recreational vehicle~~) section shall serve as secretary of the board  
30 during his tenure as chief. Meetings of the board shall be called at  
31 the discretion of the director of labor and industries, but at least  
32 quarterly. Each member of the board shall be paid travel expenses in  
33 accordance with RCW 43.03.050 and 43.03.060 as now existing or  
34 hereafter amended which shall be paid out of the appropriation to the  
35 department of labor and industries, upon vouchers approved by the  
36 director of labor and industries or his or her designee.

--- END ---