

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5669

56th Legislature
1999 Regular Session

Passed by the Senate March 9, 1999
YEAS 49 NAYS 0

President of the Senate

Passed by the House April 6, 1999
YEAS 93 NAYS 0

**Speaker of the
House of Representatives**

**Speaker of the
House of Representatives**

Approved

Governor of the State of Washington

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5669** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5669

Passed Legislature - 1999 Regular Session

State of Washington 56th Legislature 1999 Regular Session

By Senate Committee on Labor & Workforce Development (originally sponsored by Senators Snyder and Brown)

Read first time 02/22/1999.

1 AN ACT Relating to conversion vending units and medical units;
2 amending RCW 43.22.335, 43.22.340, 43.22.350, 43.22.370, 43.22.380,
3 43.22.390, 43.22.410, 43.22.420, and 43.22.434; and reenacting and
4 amending RCW 43.22.360.

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

6 **Sec. 1.** RCW 43.22.335 and 1995 c 280 s 1 are each amended to read
7 as follows:

8 Unless the context clearly requires otherwise, the definitions in
9 this section apply throughout RCW 43.22.340 through 43.22.420.

10 (1) "Park trailer" means a park trailer as defined in the American
11 National Standards Institute A119.5 standard for park trailers.

12 (2) "Recreational vehicle" means a vehicular-type unit primarily
13 designed for recreational camping or travel use that has its own motive
14 power or is mounted on or towed by another vehicle. The units include
15 travel trailers, fifth-wheel trailers, folding camping trailers, truck
16 campers, and motor homes.

17 (3) "Conversion vendor units" means a motor vehicle or recreational
18 vehicle that has been converted or built for the purpose of being used
19 for commercial sales at temporary locations. The units must be less

1 than eight feet six inches wide in the set-up position and the inside
2 working area must be less than forty feet in length.

3 (4) "Medical unit" means a self-propelled unit used to provide
4 medical examinations, treatments, and medical and dental services or
5 procedures, not including emergency response vehicles.

6 **Sec. 2.** RCW 43.22.340 and 1995 c 280 s 2 are each amended to read
7 as follows:

8 (1) The director shall adopt specific rules for conversion vending
9 units and medical units. The rules for conversion vending units and
10 medical units shall be established to protect the occupants from fire;
11 to address other life safety issues; and to ensure that the design and
12 construction are capable of supporting any concentrated load of five
13 hundred pounds or more.

14 (2) The director of labor and industries shall (~~prescribe and~~
15 enforce)) adopt rules (~~and regulations~~) governing safety of body and
16 frame design, and the installation of plumbing, heating, and electrical
17 equipment in mobile homes, commercial coaches, recreational vehicles,
18 and/or park trailers: PROVIDED, That the director shall not prescribe
19 or enforce rules (~~and regulations~~) governing the body and frame
20 design of recreational vehicles and park trailers until after the
21 American National Standards Institute shall have published standards
22 and specifications upon this subject. (~~Such~~) The rules (~~and~~
23 regulations)) shall be reasonably consistent with recognized and
24 accepted principles of safety for body and frame design and plumbing,
25 heating, and electrical installations, in order to protect the health
26 and safety of the people of this state from dangers inherent in the use
27 of substandard and unsafe body and frame design, construction,
28 plumbing, heating, electrical, and other equipment and shall correlate
29 with and, so far as practicable, conform to the then current standards
30 and specifications of the American National Standards Institute
31 standards A119.1 for mobile homes and commercial coaches, A119.2 for
32 recreational vehicles, and A119.5 for park trailers.

33 (3) It shall be unlawful for any person to lease, sell or offer for
34 sale, within this state, any mobile homes, commercial coaches,
35 conversion vending units, medical units, recreational vehicles, and/or
36 park trailers manufactured after January 1, 1968, containing plumbing,
37 heating, electrical, or other equipment, and after July 1, 1970 body
38 and frame design or construction unless such equipment meets the

1 requirements of the rules (~~and regulations~~) provided for (~~herein~~)
2 in this section.

3 **Sec. 3.** RCW 43.22.350 and 1995 c 280 s 4 are each amended to read
4 as follows:

5 (1) In compliance with any applicable provisions of this chapter,
6 the director of the department of labor and industries shall establish
7 a schedule of fees, whether on the basis of plan approval or
8 inspection, for the issuance of an insigne which indicates that the
9 mobile home, commercial coach, conversion vending units, medical units,
10 recreational vehicle, and/or park trailer complies with the provisions
11 of RCW 43.22.340 through 43.22.410 or for any other purpose
12 specifically authorized by any applicable provision of this chapter.

13 (2) Insignia are not required on mobile homes, commercial coaches,
14 conversion vending units, medical units, recreational vehicles, and/or
15 park trailers manufactured within this state for sale outside this
16 state which are sold to persons outside this state.

17 **Sec. 4.** RCW 43.22.360 and 1995 c 289 s 1 and 1995 c 280 s 7 are
18 each reenacted and amended to read as follows:

19 (1) Plans and specifications of each model or production prototype
20 of a mobile home, commercial coach, conversion vending units, medical
21 units, recreational vehicle, and/or park trailer showing body and frame
22 design, construction, plumbing, heating and electrical specifications
23 and data shall be submitted to the department of labor and industries
24 for approval and recommendations with respect to compliance with the
25 (~~regulations~~) rules and standards of each of such agencies. When
26 plans have been submitted and approved as (~~aforsaid~~) required, no
27 changes or alterations shall be made to body and frame design,
28 construction, plumbing, heating or electrical installations or
29 specifications shown thereon in any mobile home, commercial coach,
30 conversion vending units, medical units, recreational vehicle, or park
31 trailer without prior written approval of the department of labor and
32 industries.

33 (2) The director may adopt rules that provide for approval of a
34 plan that is certified as meeting state requirements or the equivalent
35 by a professional who is licensed or certified in a state whose
36 licensure or certification requirements meet or exceed Washington
37 requirements.

1 **Sec. 5.** RCW 43.22.370 and 1995 c 280 s 8 are each amended to read
2 as follows:

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

10 **Sec. 6.** RCW 43.22.380 and 1995 c 280 s 9 are each amended to read
11 as follows:

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

18 **Sec. 7.** RCW 43.22.390 and 1995 c 280 s 10 are each amended to read
19 as follows:

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

29 **Sec. 8.** RCW 43.22.410 and 1995 c 280 s 12 are each amended to read
30 as follows:

31 Any mobile home, commercial coach, conversion vending units,
32 medical units, recreational vehicle, and/or park trailer that meets the
33 requirements prescribed under RCW 43.22.340 shall not be required to
34 comply with any ordinances of a city or county prescribing requirements
35 for body and frame design, construction or plumbing, heating and
36 electrical equipment installed in mobile homes, commercial coaches,

1 conversion vending units, medical units, recreational vehicles, and/or
2 park trailers.

3 **Sec. 9.** RCW 43.22.420 and 1995 c 280 s 13 are each amended to read
4 as follows:

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

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

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

34 **Sec. 10.** RCW 43.22.434 and 1995 c 280 s 5 are each amended to read
35 as follows:

36 (1) The director or the director's authorized representative may
37 conduct such inspections (~~(and)~~), investigations, and audits as may be

1 necessary to (~~promulgate~~) adopt or enforce mobile home, commercial
2 coach, conversion vending units, medical units, recreational vehicle,
3 park trailer, factory built housing, and factory built commercial
4 structure rules adopted under the authority of this chapter or to carry
5 out the director's duties under this chapter.

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

9 (a) At reasonable times and without advance notice enter any
10 factory, warehouse, or establishment in which mobile homes, commercial
11 coaches, conversion vending units, medical units, recreational
12 vehicles, park trailers, factory built housing, and factory built
13 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; and

21 (c) As requested by an owner of a conversion vending unit or
22 medical unit, inspect an alteration.

23 (3) (~~In carrying out the inspections authorized by this section~~
24 ~~the director may establish, by rule, and impose on mobile home~~
25 ~~manufacturers, distributors, and dealers such reasonable fees as may be~~
26 ~~necessary to offset the expenses incurred by the director in conducting~~
27 ~~the inspections.)) The department shall set a schedule of fees by rule
28 which will cover the costs incurred by the department in the
29 administration of RCW 43.22.335 through 43.22.490.~~

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