

CERTIFICATION OF ENROLLMENT

SENATE BILL 6380

55th Legislature
1998 Regular Session

Passed by the Senate March 7, 1998
YEAS 43 NAYS 0

President of the Senate

Passed by the House March 4, 1998
YEAS 97 NAYS 0

**Speaker of the
House of Representatives**

Approved

Governor of the State of Washington

CERTIFICATE

I, Mike O Connell, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 6380** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SENATE BILL 6380

AS AMENDED BY THE HOUSE

Passed Legislature - 1998 Regular Session

State of Washington 55th Legislature 1998 Regular Session

By Senators Winsley, Prentice, Hale, Oke, Patterson and Goings; by request of Department of Community, Trade, and Economic Development

Read first time 01/16/98. Referred to Committee on Financial Institutions, Insurance & Housing.

1 AN ACT Relating to mobile home relocation assistance; amending RCW
2 59.21.010, 59.21.021, 59.21.025, 59.21.040, 59.21.050, 43.63B.010, and
3 4363B.060; adding a new section to chapter 43.63B RCW; and repealing
4 RCW 59.21.015.

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

6 **Sec. 1.** RCW 59.21.010 and 1995 c 122 s 3 are each amended to read
7 as follows:

8 Unless the context clearly requires otherwise, the definitions in
9 this section apply throughout this chapter.

10 (1) "Director" means the director of the department of community,
11 trade, and economic development.

12 (2) "Department" means the department of community, trade, and
13 economic development.

14 (3) "Fund" means the mobile home park relocation fund established
15 under RCW 59.21.050.

16 (4) "Mobile home park" or "park" means real property that is rented
17 or held out for rent to others for the placement of two or more mobile
18 homes for the primary purpose of production of income, except where the

1 real property is rented or held out for rent for seasonal recreational
2 purpose only and is not intended for year-round occupancy.

3 (5) "Landlord" or "park-owner" means the owner of the mobile home
4 park that is being closed at the time relocation assistance is
5 provided.

6 (6) "Relocate" means to remove the mobile home from the mobile home
7 park being closed.

8 (7) "Relocation assistance" means the monetary assistance provided
9 under ((RCW 59.21.020)) this chapter.

10 **Sec. 2.** RCW 59.21.021 and 1995 c 122 s 5 are each amended to read
11 as follows:

12 (1) If a mobile home park is closed or converted to another use
13 after December 31, 1995, eligible tenants shall be entitled to
14 assistance on a first-come, first-serve basis. Payments shall be made
15 upon the department's verification of eligibility, subject to the
16 availability of remaining funds ((~~remaining after the distribution~~
17 ~~under RCW 59.21.015~~)).

18 (2) Assistance for closures occurring after December 31, 1995, is
19 limited to persons who maintain ownership of and relocate their mobile
20 home.

21 (3) ((~~Except under subsection (4) of this section, assistance shall~~
22 ~~be subject to the levels set forth in RCW 59.21.015(2).~~) Persons who
23 maintained ownership of and relocated their mobile homes are entitled
24 to up to seven thousand dollars for a double-wide home and up to three
25 thousand five hundred dollars for a single-wide home.

26 (4) Any organization may apply to receive funds from the mobile
27 home park relocation fund, for use in combination with funds from
28 public or private sources, toward relocation of tenants eligible under
29 this section. Funds received from the mobile home park relocation fund
30 shall only be used for relocation assistance.

31 **Sec. 3.** RCW 59.21.025 and 1995 c 122 s 6 are each amended to read
32 as follows:

33 (1) If financial assistance for relocation is obtained from sources
34 other than the mobile home park relocation fund established under this
35 chapter, then the relocation assistance provided to any person under
36 this chapter shall be reduced as necessary to ensure that no person
37 receives from all sources combined more than: ((+1)) (a) That

1 person's actual cost of relocation; or (~~((2) the amounts provided under~~
2 ~~RCW 59.21.015(3), whichever applies))~~ (b) seven thousand dollars for a
3 double-wide mobile home and three thousand five hundred dollars for a
4 single-wide mobile home.

5 (2) When a person receives financial assistance for relocation from
6 a source other than the mobile home park relocation assistance fund,
7 then the assistance received from the fund will be the difference
8 between the maximum amount to which a person is entitled under RCW
9 59.21.021(3) and the amount of assistance received from the outside
10 source.

11 (3) If the amount of assistance received from an outside source
12 exceeds the maximum amounts of assistance to which a person is entitled
13 under RCW 59.21.021(3), then that person will not receive any
14 assistance from the mobile home park relocation assistance fund.

15 **Sec. 4.** RCW 59.21.040 and 1995 c 122 s 8 are each amended to read
16 as follows:

17 A tenant is not entitled to relocation assistance under this
18 chapter if: (1) The tenant has given notice to the landlord of his or
19 her intent to vacate the park and terminate the tenancy before any
20 written notice of closure pursuant to RCW 59.20.080(1)(e) has been
21 given(~~((or))~~); (2) the tenant purchased a mobile home already situated
22 in the park or moved a mobile home into the park after a written notice
23 of closure pursuant to RCW 59.20.090 has been given and the person
24 received actual prior notice of the change or closure; or (3) the
25 tenant receives assistance from an outside source that exceeds the
26 maximum amounts of assistance to which a person is entitled under RCW
27 59.21.021(3). However, no tenant may be denied relocation assistance
28 under subsection (1) of this section if the tenant has remained on the
29 premises and continued paying rent for a period of (~~(as {at})~~) at least
30 six months after giving notice of intent to vacate and before receiving
31 formal notice of a closure or change of use.

32 **Sec. 5.** RCW 59.21.050 and 1995 c 122 s 9 are each amended to read
33 as follows:

34 (1) The existence of the mobile home park relocation fund in the
35 custody of the state treasurer is affirmed. Expenditures from the fund
36 may be used only for relocation assistance awarded under (~~(RCW~~
37 ~~59.21.015 through 59.21.025)) this chapter. Only the director or the~~

1 director's designee may authorize expenditures from the fund. All
2 relocation payments to tenants shall be made from the fund. The fund
3 is subject to allotment procedures under chapter 43.88 RCW, but no
4 appropriation is required for expenditures.

5 (2) A park tenant is eligible for assistance under ((RCW
6 59.21.015)) this chapter only after an application is submitted by that
7 tenant or an organization acting on the tenant's account under RCW
8 59.21.021(4) on a form approved by the director which shall include:

9 (a) For those persons who maintained ownership of and relocated
10 their homes: (i) A copy of the notice from the park-owner, or other
11 adequate proof, that the tenancy is terminated due to closure of the
12 park or its conversion to another use; (ii) a copy of the rental
13 agreement then in force, or other proof that the applicant was a tenant
14 at the time of notice of closure; (iii) a copy of the contract for
15 relocating the home which includes the date of relocation, or other
16 proof of actual relocation expenses incurred on a date certain; and
17 (iv) a statement of any other available assistance;

18 (b) For those persons who sold their homes and incurred no
19 relocation expenses: (i) A copy of the notice from the park-owner, or
20 other adequate proof, that the tenancy is terminated due to closure of
21 the park or its conversion to another use; (ii) a copy of the rental
22 agreement then in force, or other proof that the applicant was a tenant
23 at the time of notice of closure; and (iii) a copy of the record of
24 title transfer issued by the department of licensing when the tenant
25 sold the home rather than relocate it due to park closure or
26 conversion.

27 **Sec. 6.** RCW 43.63B.010 and 1994 c 284 s 15 are each amended to
28 read as follows:

29 Unless the context clearly requires otherwise, the definitions in
30 this section apply throughout this chapter.

31 (1) "Authorized representative" means an employee of a state
32 agency, city, or county acting on behalf of the department.

33 (2) "Certified manufactured home installer" means a person who is
34 in the business of installing mobile or manufactured homes and who has
35 been issued a certificate by the department as provided in this
36 chapter.

37 (3) "Department" means the department of community, trade, and
38 economic development.

1 (4) "Director" means the director of community, trade, and economic
2 development.

3 (5) "Manufactured home" means a single-family dwelling built in
4 accordance with the department of housing and urban development
5 manufactured home construction and safety standards act, which is a
6 national, preemptive building code.

7 (6) "Mobile or manufactured home installation" means all on-site
8 work necessary for the installation of a manufactured home, including:

9 (a) Construction of the foundation system;

10 (b) Installation of the support piers and earthquake resistant
11 bracing system;

12 (c) Required connection to foundation system and support piers;

13 (d) Skirting;

14 (e) Connections to the on-site water and sewer systems that are
15 necessary for the normal operation of the home; and

16 (f) Extension of the pressure relief valve for the water heater.

17 (7) "Manufactured home standards" means the manufactured home
18 construction and safety standards as promulgated by the United States
19 department of housing and urban development (HUD).

20 (8) "Mobile home" means a factory-built dwelling built prior to
21 June 15, 1976, to standards other than the HUD code, and acceptable
22 under applicable state codes in effect at the time of construction or
23 introduction of the home into the state. Mobile homes have not been
24 built since introduction of the HUD manufactured home construction and
25 safety standards act.

26 (9) "Training course" means the education program administered by
27 the department, or the education course administered by an approved
28 educational provider, as a prerequisite to taking the examination for
29 certification.

30 (10) "Approved educational provider" means an organization approved
31 by the department to provide education and training of manufactured
32 home installers and local inspectors.

33 NEW SECTION. Sec. 7. A new section is added to chapter 43.63B RCW
34 to read as follows:

35 The department shall adopt rules to establish and administer a
36 process of approving educational providers as an alternative to the
37 department training course for installers and local inspectors.

1 **Sec. 8.** RCW 43.63B.060 and 1994 c 284 s 20 are each amended to
2 read as follows:

3 Any local government mobile or manufactured home installation
4 application and permit shall state either the name and registration
5 number of the contractor or licensed manufactured home dealer or the
6 certification identification number of the certified manufactured home
7 installer supervising such installation. A local government may not
8 issue ~~((a permit to install))~~ final approval for the installation of a
9 manufactured home unless~~((:—(1) The installer submits a copy of the~~
10 ~~certificate of manufactured home installation to the local government;~~
11 ~~or (2) work is being performed that does not require a certified~~
12 ~~installer. When work must be performed by a certified manufactured~~
13 ~~home installer, no work may commence until))~~ the certified installer or
14 the installer's agent has posted ~~((or otherwise made available, with~~
15 ~~the inspection record card))~~ at the set-up site~~((, a copy of the~~
16 ~~certified))~~ the manufactured home installer's ~~((certificate of))~~
17 certification number and has identified the work being performed on the
18 manufactured home installation on a form prescribed by the department.

19 NEW SECTION. **Sec. 9.** RCW 59.21.015 and 1995 c 122 s 4 are each
20 repealed.

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