

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2443

64th Legislature
2016 Regular Session

Passed by the House February 17, 2016
Yeas 97 Nays 1

Speaker of the House of Representatives

Passed by the Senate March 1, 2016
Yeas 48 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2443** as passed by House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 2443

Passed Legislature - 2016 Regular Session

State of Washington 64th Legislature 2016 Regular Session

By House Labor & Workplace Standards (originally sponsored by Representatives Sells and Kilduff; by request of Department of Labor & Industries)

READ FIRST TIME 01/29/16.

1 AN ACT Relating to the compliance of certain conversion vending
2 units and medical units with certain department of labor and
3 industries requirements; amending RCW 43.22.380, 43.22.360, and
4 43.22.335; creating a new section; and providing an expiration date.

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

6 **Sec. 1.** RCW 43.22.380 and 1999 c 22 s 6 are each amended to read
7 as follows:

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

14 **Sec. 2.** RCW 43.22.360 and 1999 c 22 s 4 are each amended to read
15 as follows:

16 (1) Plans and specifications of each model or production
17 prototype of a mobile home, commercial coach, conversion vending
18 units as specified in subsection (2) of this section, medical units,
19 recreational vehicle, and/or park trailer showing body and frame
20 design, construction, plumbing, heating and electrical specifications

1 and data shall be submitted to the department of labor and industries
2 for approval and recommendations with respect to compliance with the
3 rules and standards of each of such agencies. When plans have been
4 submitted and approved as required, no changes or alterations shall
5 be made to body and frame design, construction, plumbing, heating or
6 electrical installations or specifications shown thereon in any
7 mobile home, commercial coach, conversion vending units, medical
8 units, recreational vehicle, or park trailer without prior written
9 approval of the department of labor and industries.

10 (2)(a) Conversion vending units with any of the following
11 components are subject to the requirements of subsection (1) of this
12 section unless exempted by the department by rule after consultation
13 with the advisory committee created in section 4 of this act:

- 14 (i) Have concentrated loads exceeding five hundred pounds;
- 15 (ii) Contain fuel gas piping systems and equipment;
- 16 (iii) Contain solid fuel burning equipment;
- 17 (iv) Contain fire suppression systems;
- 18 (v) Contain commercial hoods;
- 19 (vi) Contain electrical systems and equipment in excess of
20 30A/120V;
- 21 (vii) Contain electrical systems with more than five circuits;
- 22 (viii) Contain electrical systems incorporating photovoltaic
23 energy, fuel cell energy, or other alternative energy systems; or
- 24 (ix) Contain plumbing drainage systems conveying solid or bodily
25 waste.

26 (b) Professional engineer or architect approval is only required
27 for conversion vending units that have concentrated loads exceeding
28 five hundred pounds.

29 (c) Plan review is not required for those systems and other items
30 listed in (a) of this subsection, or as modified by rule, that are
31 already inspected and approved by another jurisdiction either to a
32 common recognized standard or to standards substantially equivalent
33 to Washington state. An insignia or certified inspection record from
34 the inspecting jurisdiction will suffice as evidence of prior plan
35 review approval.

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

1 **Sec. 3.** RCW 43.22.335 and 2002 c 268 s 9 are each amended to
2 read as follows:

3 Unless the context clearly requires otherwise, the definitions in
4 this section apply throughout RCW 43.22.340 through 43.22.434,
5 43.22.442, and 43.22.495.

6 (1) "Conversion (~~vendor~~) vending units" means a motor vehicle
7 or recreational vehicle that has been converted or built for the
8 purpose of being used for commercial sales at temporary locations.
9 The units must be less than eight feet six inches wide in the set-up
10 position and the inside working area must be less than forty feet in
11 length.

12 (2) "Indigent" means a person receiving an annual income, after
13 taxes, of one hundred twenty-five percent or less of the current
14 federally established poverty level.

15 (3) "Manufactured home" means a single-family dwelling required
16 to be built in accordance with regulations adopted under the national
17 manufactured housing construction and safety standards act of 1974
18 (42 U.S.C. 5401 et seq.).

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

22 (5) "Mobile home" means a factory-built dwelling built before
23 June 15, 1976, to standards other than the national manufactured
24 housing construction and safety standards act of 1974 (42 U.S.C. 5401
25 et seq.), and acceptable under applicable state codes in effect at
26 the time of construction or introduction of the home into this state.

27 (6) "Park trailer" means a park trailer as defined in the
28 American national standards institute A119.5 standard for park
29 trailers.

30 (7) "Recreational vehicle" means a vehicular-type unit primarily
31 designed for recreational camping or travel use that has its own
32 motive power or is mounted on or towed by another vehicle. The units
33 include travel trailers, fifth-wheel trailers, folding camping
34 trailers, truck campers, and motor homes.

35 NEW SECTION. **Sec. 4.** By July 1, 2016, the department of labor
36 and industries shall convene an advisory committee to identify any
37 additional conversion vending units to exempt from plan review under
38 RCW 43.22.360(1). The advisory committee must include one
39 representative from each of the following: The factory assembled

1 structures advisory board, the state fire marshal or the state fire
2 marshal's designee, a statewide association of local public health
3 officials, a statewide association of local building officials, a
4 statewide association of restaurants, a statewide association of
5 cities, and a statewide association of county fairs. The advisory
6 committee must also include at least one representative, but no more
7 than two representatives, from each of the following: An association
8 or associations representing food truck vendors, and manufacturers of
9 conversion vending units. The representatives from a statewide
10 association of local public health officials and a statewide
11 association of county fairs must be ex officio nonvoting members. The
12 advisory committee may also recommend to the legislature additional
13 statutory changes necessary to implement its recommendations. The
14 department shall report to the relevant committees of the legislature
15 by September 30, 2017, if statutory changes are recommended. This
16 section expires December 1, 2017.

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