

CERTIFICATION OF ENROLLMENT  
**SECOND SUBSTITUTE SENATE BILL 5354**

Chapter 257, Laws of 2002

57th Legislature  
2002 Regular Session

MOBILE HOME RELOCATION ASSISTANCE

EFFECTIVE DATE: 1/1/03

Passed by the Senate March 11, 2002  
YEAS 28 NAYS 14

BRAD OWEN  
**President of the Senate**

Passed by the House March 8, 2002  
YEAS 66 NAYS 28

FRANK CHOPP  
**Speaker of the  
House of Representatives**

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SECOND SUBSTITUTE SENATE BILL 5354** as passed by the Senate and the House of Representatives on the dates hereon set forth.

TONY M. COOK  
**Secretary**

Approved March 29, 2002

FILED

March 29, 2002 - 3:52 p.m.

GARY LOCKE  
**Governor of the State of Washington**

**Secretary of State  
State of Washington**

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SECOND SUBSTITUTE SENATE BILL 5354

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AS AMENDED BY THE HOUSE

Passed Legislature - 2002 Regular Session

State of Washington

57th Legislature

2002 Regular Session

By Senate Committee on Labor, Commerce & Financial Institutions (originally sponsored by Senators Patterson, Prentice, Winsley, Fraser, Fairley, Costa, Regala and McAuliffe; by request of Department of Community, Trade, and Economic Development)

READ FIRST TIME 02/08/2002.

1 AN ACT Relating to mobile home relocation assistance; amending RCW  
2 59.21.010, 59.21.021, and 59.21.050; adding a new section to chapter  
3 59.21 RCW; and providing an effective date.

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

5 **Sec. 1.** RCW 59.21.010 and 1998 c 124 s 1 are each amended to read  
6 as follows:

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

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

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

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

15 (4) "Mobile home park" or "park" means real property that is rented  
16 or held out for rent to others for the placement of two or more mobile  
17 homes for the primary purpose of production of income, except where the  
18 real property is rented or held out for rent for seasonal recreational  
19 purpose only and is not intended for year-round occupancy.

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

4 (6) "Relocate" means to remove the mobile home from the mobile home  
5 park being closed and to either reinstall it in another location or to  
6 demolish it and purchase another mobile/manufactured home constructed  
7 to the standards set by the department of housing and urban  
8 development.

9 (7) "Relocation assistance" means the monetary assistance provided  
10 under this chapter.

11 **Sec. 2.** RCW 59.21.021 and 1998 c 124 s 2 are each amended to read  
12 as follows:

13 (1) If a mobile home park is closed or converted to another use  
14 after December 31, 1995, eligible tenants shall be entitled to  
15 assistance on a first-come, first-serve basis. The department shall  
16 give priority for distribution of relocation assistance to tenants  
17 residing in parks that are closed as a result of park-owner fraud or as  
18 a result of health and safety concerns as determined by the local board  
19 of health. Payments shall be made upon the department's verification  
20 of eligibility, subject to the availability of remaining funds.  
21 Eligibility for relocation assistance funds is limited to low-income  
22 households. As used in this section, "low-income household" means a  
23 single person, family, or unrelated persons living together whose  
24 adjusted income is less than eighty percent of the median family  
25 income, adjusted for household size, for the county where the mobile or  
26 manufactured home is located.

27 (2) Assistance for closures occurring after December 31, 1995, is  
28 limited to persons who maintain ownership of and relocate their mobile  
29 home or who dispose of a home not relocatable to a new site.

30 (3) Persons who removed and disposed of their mobile home or  
31 maintained ownership of and relocated their mobile homes are entitled  
32 to reimbursement of actual relocation expenses up to seven thousand  
33 dollars for a double-wide home and up to three thousand five hundred  
34 dollars for a single-wide home.

35 (4) Any individual or organization may apply to receive funds from  
36 the mobile home park relocation fund, for use in combination with funds  
37 from public or private sources, toward relocation of tenants eligible  
38 under this section. Funds received from the mobile home park

1 relocation fund shall only be used for relocation assistance expenses  
2 or other mobile/manufactured home ownership expenses, that include down  
3 payment assistance, if the owners are not planning to relocate their  
4 mobile home as long as their original home is removed from the park.

5 NEW SECTION. **Sec. 3.** A new section is added to chapter 59.21 RCW  
6 to read as follows:

7 (1) A one hundred dollar fee is imposed upon the purchaser on every  
8 transfer of title issued under chapter 46.12 RCW on a mobile home one  
9 year old or more where (a) the ownership of the mobile home changes;  
10 and (b) the mobile home is located in a mobile home park. A transfer  
11 of title does not include the addition or deletion of a spouse co-owner  
12 or secured interest.

13 (2) Mobile homes with a sale price of less than five thousand  
14 dollars are not subject to the fee imposed in subsection (1) of this  
15 section.

16 (3) The department of licensing or its agents shall collect the fee  
17 when processing an application for transfer of title. The fee  
18 collected under this section shall be forwarded to the state treasurer  
19 for deposit into the mobile home park relocation fund created in this  
20 chapter. The department of licensing may deduct a percentage amount,  
21 not to exceed two percent of the fees collected, for the collection  
22 expenses incurred by the department of licensing.

23 (4) The department of licensing and the state treasurer may adopt  
24 rules necessary to carry out this section.

25 **Sec. 4.** RCW 59.21.050 and 1998 c 124 s 5 are each amended to read  
26 as follows:

27 (1) The existence of the mobile home park relocation fund in the  
28 custody of the state treasurer is affirmed. Expenditures from the fund  
29 may be used only for relocation assistance awarded under this chapter.  
30 Only the director or the director's designee may authorize expenditures  
31 from the fund. All relocation payments to tenants shall be made from  
32 the fund. The fund is subject to allotment procedures under chapter  
33 43.88 RCW, but no appropriation is required for expenditures.

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

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

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

19 (3) The department may deduct a percentage amount of the fee  
20 collected under section 3 of this act, not to exceed five percent of  
21 the fees received, for administration expenses incurred by the  
22 department.

23 NEW SECTION. Sec. 5. This act takes effect January 1, 2003.

Passed the Senate March 11, 2002.

Passed the House March 8, 2002.

Approved by the Governor March 29, 2002.

Filed in Office of Secretary of State March 29, 2002.