

Committee on Infrastructure and Security

CS/CS/HB 343 — Recreational Vehicle Industries

by Commerce Committee; Business and Professions Subcommittee; and Rep. Fetterhoff (CS/CS/SB 422 by Innovation, Industry, and Technology Committee; Infrastructure and Security Committee; and Senator Perry)

The bill makes a number of statutory changes related to recreational vehicle (RV) regulatory provisions.

Specifically, the bill:

- Specifies that the Department of Health (DOH) is the exclusive regulatory and permitting authority for sanitary and permitting standards and operational matters for RV parks, mobile home parks, lodging parks, and recreational camps;
- Requires when a mobile home park, lodging park, RV park or recreational camp is sold or its ownership transferred, the transferee must apply for a permit to DOH within 60 days after the date of transfer;
- Creates a rebuttable presumption that a RV park guest is a transient guest, when they occupy a RV in a RV park for less than six months;
- Allows a RV park to be rebuilt after a natural disaster using the original density standards and supersedes local regulation regarding lot size and density, or separation or setback distance;
- Provides that any property that is left by a RV park guest, which remains unclaimed after 90 days, who has vacated the premises without notice to the operator and who has an outstanding account is considered abandoned property, and disposition will be governed by the Disposition of Personal Property Landlord and Tenant Act;
- Allows an operator of a RV park to refuse to provide accommodations, service, or access to the premises to any transient guest or visitor for numerous reasons;
- Provides that a transient guest or visitor who refuses to leave an RV park at the operators request commits the offense of trespass and the operator may call law enforcement to have them and their property removed;
- Modifies the duties of a law enforcement officer called to assist with a person illegally on a RV park's premises to allow removal of such a person in lieu of arrest and limits the officer's liability;
- Requires the Department of Agriculture and Consumer Services (DACS) to establish by rule the requirements for agents qualified to administer liquefied petroleum (LP) gas examinations;
- Requires DACS to establish by rule a specific examination for RV dealers/installers; and
- Clarifies that in order to be eligible to apply for certification as a master qualifier for an LP gas business, "verifiable LP gas experience" or "professional certification" is required.

If approved by the Governor, these provisions take effect July 1, 2020.

Vote: Senate 35-1; House 115-0