

1st Sub. H.B. 143

MOBILE HOME PROPERTY RIGHTS AMENDMENTS

HOUSE FLOOR AMENDMENTS

AMENDMENT 2

MARCH 7, 2013 2:56 PM

Representative **LaVar Christensen** proposes the following amendments:

1. *Page 5, Line 122:*

122 ~~charged on a periodic basis]~~ that may be charged to the resident during the tenancy; ~~{-and}~~

2. *Page 6, Lines 173 through 174:*

173 (b) A mobile home park may limit the size of a "for sale" sign ~~{-affixed}~~ to [the mobile
174 home to];

3. *Page 7, Lines 182 through 186:*

182 (a) the mobile home park wishes to upgrade the quality of the mobile home park; ~~{-and}~~
183 ~~{+}~~ (b) the mobile home either does not meet minimum size specifications ~~{-or}~~ is is in a
184 substantially rundown condition is or is in substantial disrepair[~~{+}~~ is is
185 ~~{(b) in comparison with the other mobile homes in the park, the resident's mobile home~~
186 is in a severely rundown condition or is in serious disrepair; }

4. *Page 7, Line 210 through Page 8, Line 212:*

210 (1) If a mobile home park determines that a resident has materially failed to comply
211 with a mobile home park rule that substantially and adversely affects the interests of the mobile
212 home park or the residents , the mobile home park may not terminate the lease agreement or commence
legal

5. *Page 8, Line 242 through Page 9, Line 243:*

242 (a) material failure of a resident to comply with a mobile home park rule that affects
243 health and safety, and substantially and adversely affects the interests of the mobile home park or the
residents :

6. *Page 9, Lines 266 through 267:*

266 (e) a change in the land use or condemnation of the mobile home park ~~{+}~~ or any part of
267 it ~~{+}~~ ; or

7. *Page 11, Lines 313 through 315:*

313 (i) ~~[It]~~ in the event of a material failure to abide by a mobile home park rule~~;~~the
314 ~~notice shall provide for~~ that substantially and adversely affects the interests of the mobile
315 home park or the residents , a mobile home park may issue a summons and complaint after the day on
which a

8. *Page 11, Lines 321 through 324:*

321 (ii) ~~[Hf]~~ if a resident, a member, or an invited guest or visitor of the resident's household
322 commits repeated violations of a rule~~;~~ that substantially and adversely affects the interests of
323 the mobile home park or the residents , the mobile home park may issue a summons and complaint ~~[may be~~
324 ~~issued]~~ three days after ~~[a]~~ the day on which the notice is served~~;~~;

9. *Page 11, Line 332:*

332 cure period, eviction proceedings may be initiated immediately ~~{.~~ ;or

10. *Page 14, Lines 398 through 399:*

398 (2) A resident does not waive any claims, defenses, or rights available under this
399 chapter or at law or equity, including setoff, by paying rent described in Subsection (1) ~~{(a)}~~ .