

1 **SHB 1953 - H AMD 0076 ADOPTED 3/14/01**

2 By Representatives Kessler and Buck

3 Strike everything after the enacting clause and insert the  
4 following:

5 "Sec. 1. RCW 19.27.015 and 1996 c 157 s 1 are each amended to  
6 read as follows:

7 ~~((As used in this chapter:))~~ The definitions in this section apply  
8 throughout this chapter unless the context clearly requires otherwise.

9 (1) "City" means a city or town~~((;))~~.

10 (2) "Manufactured home" means a single-family dwelling built in  
11 accordance with regulations adopted under the national manufactured  
12 housing construction and safety standards act of 1974 (42 U.S.C. 5401  
13 et seq.) and installed in accordance with standards adopted under RCW  
14 43.22.440.

15 (3) "Mobile home" means a factory-built dwelling built before June  
16 15, 1976, to standards other than the national manufactured housing  
17 construction and safety standards act of 1974 (42 U.S.C. 5401 et seq.),  
18 and acceptable under applicable state codes in effect at the time of  
19 construction or introduction of the home into this state, and installed  
20 in accordance with standards adopted under RCW 43.22.440.

21 (4) "Multifamily residential building" means common wall  
22 residential buildings that consist of four or fewer units, that do not  
23 exceed two stories in height, that are less than five thousand square  
24 feet in area, and that have a one-hour fire-resistive occupancy  
25 separation between units~~((; and))~~.

26 ~~((+3+))~~ (5) "Temporary growing structure" means a structure that  
27 has the sides and roof covered with polyethylene, polyvinyl, or similar  
28 flexible synthetic material and is used to provide plants with either  
29 frost protection or increased heat retention.

30 **Sec. 2.** RCW 19.27.020 and 1985 c 360 s 6 are each amended to read  
31 as follows:

32 The purpose of this chapter is to promote the health, safety and  
33 welfare of the occupants or users of buildings ~~((and))~~, structures,  
34 and manufactured and mobile homes, and the general public, by the  
35 provision of building codes throughout the state. Accordingly, this

1 chapter is designed to effectuate the following purposes, objectives,  
2 and standards:

3 (1) To require minimum performance standards and requirements for  
4 construction and construction materials, consistent with accepted  
5 standards of engineering, fire and life safety.

6 (2) To require standards and requirements in terms of performance  
7 and nationally accepted standards.

8 (3) To permit the use of modern technical methods, devices and  
9 improvements.

10 (4) To eliminate restrictive, obsolete, conflicting, duplicating  
11 and unnecessary regulations and requirements which could unnecessarily  
12 increase construction costs or retard the use of new materials and  
13 methods of installation or provide unwarranted preferential treatment  
14 to types or classes of materials or products or methods of  
15 construction.

16 (5) To provide for standards and specifications for making  
17 buildings and facilities accessible to and usable by physically  
18 disabled persons.

19 (6) To consolidate within each authorized enforcement  
20 jurisdiction, the administration and enforcement of building codes.

21 **Sec. 3.** RCW 19.27.031 and 1995 c 343 s 1 are each amended to read  
22 as follows:

23 Except as otherwise provided in this chapter, there shall be in  
24 effect in all counties and cities the state building code which shall  
25 consist of the following codes which are hereby adopted by reference:

26 (1) Uniform Building Code and Uniform Building Code Standards,  
27 published by the International Conference of Building Officials;

28 (2) Uniform Mechanical Code, including Chapter 13, Fuel Gas  
29 Piping, Appendix B, published by the International Conference of  
30 Building Officials;

31 (3) The Uniform Fire Code and Uniform Fire Code Standards,  
32 published by the International Fire Code Institute: PROVIDED, That,  
33 notwithstanding any wording in this code, participants in religious  
34 ceremonies shall not be precluded from carrying hand-held candles;

35 (4) Except as provided in RCW 19.27.170, the Uniform Plumbing Code  
36 and Uniform Plumbing Code Standards, published by the International

1 Association of Plumbing and Mechanical Officials: PROVIDED, That  
2 chapters 11 and 12 of such code are not adopted;(~~and~~)

3 (5) The rules and regulations adopted by the council establishing  
4 standards for making buildings and facilities accessible to and usable  
5 by the physically handicapped or elderly persons as provided in RCW  
6 70.92.100 through 70.92.160; and

7 (6) With respect to alterations of manufactured homes, regulations  
8 adopted under the national manufactured housing construction and safety  
9 standards act of 1974 (42 U.S.C. 5401 et seq.), as applicable.

10 In case of conflict among the codes enumerated in subsections (1),  
11 (2), (3),(~~and~~) (4), and (6) of this section, the first named code  
12 shall govern over those following.

13 The codes enumerated in this section shall be adopted by the  
14 council as provided in RCW 19.27.074.

15 The council may issue opinions relating to the codes at the  
16 request of a local official charged with the duty to enforce the  
17 enumerated codes.

18 **Sec. 4.** RCW 19.27.060 and 1989 c 266 s 2 and 1989 c 246 s 1 are  
19 each reenacted and amended to read as follows:

20 (1) The governing bodies of counties and cities may amend the  
21 codes enumerated in RCW 19.27.031 as amended and adopted by the state  
22 building code council as they apply within their respective  
23 jurisdictions, but the amendments shall not result in a code that is  
24 less than the minimum performance standards and objectives contained in  
25 the state building code.

26 (a) No amendment to a code enumerated in RCW 19.27.031 as amended  
27 and adopted by the state building code council that affects single  
28 family or multifamily residential buildings shall be effective unless  
29 the amendment is approved by the building code council under RCW  
30 19.27.074(1)(b).

31 (b) Any county or city amendment to a code enumerated in RCW  
32 19.27.031 which is approved under RCW 19.27.074(1)(b) shall continue to  
33 be effective after any action is taken under RCW 19.27.074(1)(a)  
34 without necessity of reapproval under RCW 19.27.074(1)(b) unless the  
35 amendment is declared null and void by the council at the time any  
36 action is taken under RCW 19.27.074(1)(a) because such action in any  
37 way altered the impact of the amendment.

1 (2) Except as permitted or provided otherwise under this section,  
2 the state building code shall be applicable to all buildings and  
3 structures, and to all alterations of manufactured and mobile homes,  
4 including those buildings, structures, and manufactured and mobile  
5 homes owned by the state or by any governmental subdivision or unit of  
6 local government.

7 (3) The governing body of each county or city may limit the  
8 application of any portion of the state building code to exclude  
9 specified classes or types of buildings or structures according to use  
10 other than single family or multifamily residential buildings:  
11 PROVIDED, That in no event shall fruits or vegetables of the tree or  
12 vine stored in buildings or warehouses constitute combustible stock for  
13 the purposes of application of the uniform fire code.

14 (4) The provisions of this chapter shall not apply to any building  
15 four or more stories high with a B occupancy as defined by the uniform  
16 building code, 1982 edition, and with a city fire insurance rating of  
17 1, 2, or 3 as defined by a recognized fire rating bureau or  
18 organization.

19 (5) No provision of the uniform fire code concerning roadways  
20 shall be part of the state building code: PROVIDED, That this  
21 subsection shall not limit the authority of a county or city to adopt  
22 street, road, or access standards.

23 (6) The provisions of the state building code may be preempted by  
24 any city or county to the extent that the code provisions relating to  
25 the installation or use of sprinklers in jail cells conflict with the  
26 secure and humane operation of jails.

27 (7)(a) Effective one year after July 23, 1989, the governing  
28 bodies of counties and cities may adopt an ordinance or resolution to  
29 exempt from permit requirements certain construction or alteration of  
30 either group R, division 3, or group M, division 1 occupancies, or  
31 both, as defined in the uniform building code, 1988 edition, for which  
32 the total cost of fair market value of the construction or alteration  
33 does not exceed fifteen hundred dollars. The permit exemption shall  
34 not otherwise exempt the construction or alteration from the  
35 substantive standards of the codes enumerated in RCW 19.27.031, as  
36 amended and maintained by the state building code council under RCW  
37 19.27.070.

1 (b) Prior to July 23, 1989, the state building code council shall  
2 adopt by rule, guidelines exempting from permit requirements certain  
3 construction and alteration activities under (a) of this subsection.

4 (8) Before December 1, 2001, the state building code council  
5 shall, for purposes of alterations of manufactured homes, adopt by rule  
6 regulations adopted under the national manufactured housing  
7 construction and safety standards act of 1974 (42 U.S.C. 5401 et seq.),  
8 and requirements for maintaining the certification label or other label  
9 that must be permanently affixed to a manufactured home under federal  
10 law.

11 **Sec. 5.** RCW 43.22.335 and 1999 c 22 s 1 are each amended to read  
12 as follows:

13 Unless the context clearly requires otherwise, the definitions in  
14 this section apply throughout RCW 43.22.340 through 43.22.420.

15 ~~(1) ("Park trailer" means a park trailer as defined in the~~  
16 ~~American National Standards Institute A119.5 standard for park~~  
17 ~~trailers.~~

18 ~~(2) "Recreational vehicle" means a vehicular type unit primarily~~  
19 ~~designed for recreational camping or travel use that has its own motive~~  
20 ~~power or is mounted on or towed by another vehicle. The units include~~  
21 ~~travel trailers, fifth wheel trailers, folding camping trailers, truck~~  
22 ~~campers, and motor homes.~~

23 ~~(3))~~ "Conversion vendor units" means a motor vehicle or  
24 recreational vehicle that has been converted or built for the purpose  
25 of being used for commercial sales at temporary locations. The units  
26 must be less than eight feet six inches wide in the set-up position and  
27 the inside working area must be less than forty feet in length.

28 ~~((4))~~ (2) "Installed manufactured home" means a manufactured  
29 home installed in accordance with the standards adopted under RCW  
30 43.22.440.

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

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

1       (5) "Mobile home" means a factory-built dwelling built before June  
2 15, 1976, to standards other than the national manufactured housing  
3 construction and safety standards act of 1974 (42 U.S.C. 5401 et seq.),  
4 and acceptable under applicable state codes in effect at the time of  
5 construction or introduction of the home into this state.

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

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

13       **Sec. 6.** RCW 43.22.340 and 1999 c 22 s 2 are each amended to read  
14 as follows:

15       (1) The director shall adopt specific rules for conversion vending  
16 units and medical units. The rules for conversion vending units and  
17 medical units shall be established to protect the occupants from fire;  
18 to address other life safety issues; and to ensure that the design and  
19 construction are capable of supporting any concentrated load of five  
20 hundred pounds or more.

21       (2) The director of labor and industries shall adopt rules  
22 governing safety of body and frame design, and the installation of  
23 plumbing, heating, and electrical equipment in manufactured and mobile  
24 homes, commercial coaches, recreational vehicles, and/or park trailers  
25 subject to the following: ((PROVIDED, That))

26       (a) The director shall not prescribe or enforce rules governing  
27 the body and frame design of recreational vehicles and park trailers  
28 until after the American national standards institute shall have  
29 published standards and specifications upon this subject.

30       (b) The rules shall be reasonably consistent with recognized and  
31 accepted principles of safety for body and frame design and plumbing,  
32 heating, and electrical installations, in order to protect the health  
33 and safety of the people of this state from dangers inherent in the use  
34 of substandard and unsafe body and frame design, construction,  
35 plumbing, heating, electrical, and other equipment and shall correlate  
36 with and, so far as practicable, conform to the then current standards  
37 and specifications of the American national standards institute

1 standards A119.1 for mobile homes and commercial coaches, A119.2 for  
2 recreational vehicles, and A119.5 for park trailers.

3 (c) Beginning on the effective date of rules adopted by the state  
4 building code council under RCW 19.27.060(8), alterations of installed  
5 manufactured or mobile homes are subject to the codes adopted under  
6 chapters 19.27 and 19.28 RCW, to be enforced and fees charged by a  
7 local building official or by the department of labor and industries  
8 under chapter 19.28 RCW, as applicable.

9 (3)(a) Except as provided in (b) of this subsection, it shall be  
10 unlawful for any person to lease, sell or offer for sale, within this  
11 state, any manufactured or mobile homes, commercial coaches, conversion  
12 vending units, medical units, recreational vehicles, and/or park  
13 trailers manufactured after January 1, 1968, containing plumbing,  
14 heating, electrical, or other equipment, and after July 1, 1970 body  
15 and frame design or construction unless such equipment meets the  
16 requirements of the rules provided for in this section.

17 (b) With respect to installed manufactured or mobile homes, this  
18 subsection applies only if an alteration of the home is a serious  
19 noncompliance with the rules provided for in this section and the use  
20 of the home constitutes a hazard to safety, health, or public welfare.

21 **Sec. 7.** RCW 43.22.360 and 1999 c 22 s 4 are each amended to read  
22 as follows:

23 (1) Plans and specifications of each model or production prototype  
24 of a manufactured or mobile home, commercial coach, conversion vending  
25 units, medical units, recreational vehicle, and/or park trailer showing  
26 body and frame design, construction, plumbing, heating and electrical  
27 specifications and data shall be submitted to the department of labor  
28 and industries for approval and recommendations with respect to  
29 compliance with the rules and standards of each of such agencies. When  
30 plans have been submitted and approved as required, no ((changes or))  
31 alterations shall be made to body and frame design, construction,  
32 plumbing, heating or electrical installations or specifications shown  
33 thereon in any uninstalled manufactured or mobile home, commercial  
34 coach, conversion vending units, medical units, recreational vehicle,  
35 or park trailer without prior written approval of the department of  
36 labor and industries.

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

6           **Sec. 8.** RCW 43.22.390 and 1999 c 22 s 7 are each amended to read  
7 as follows:

8           Manufactured and mobile homes, commercial coaches, conversion  
9 vending units, medical units, recreational vehicles, and/or park  
10 trailers subject to the provisions of RCW 43.22.340 through 43.22.410,  
11 and uninstalled manufactured and mobile homes, commercial coaches,  
12 conversion vending units, medical units, recreational vehicles, and/or  
13 park trailers upon which alterations of body and frame design,  
14 construction or installations of plumbing, heating or electrical  
15 equipment referred to in RCW 43.22.360 are made after July 1, 1968,  
16 shall have affixed thereto such insigne of approval.

17           **Sec. 9.** RCW 43.22.350 and 1999 c 22 s 3 are each amended to read  
18 as follows:

19           (1) In compliance with any applicable provisions of this chapter,  
20 the director of the department of labor and industries shall establish  
21 a schedule of fees, whether on the basis of plan approval or  
22 inspection, for the issuance of an insigne which indicates that the  
23 manufactured or mobile home, commercial coach, conversion vending  
24 units, medical units, recreational vehicle, and/or park trailer  
25 complies with the provisions of RCW 43.22.340 through 43.22.410 or for  
26 any other purpose specifically authorized by any applicable provision  
27 of this chapter.

28           (2) Insignia are not required on manufactured or mobile homes,  
29 commercial coaches, conversion vending units, medical units,  
30 recreational vehicles, and/or park trailers manufactured within this  
31 state for sale outside this state which are sold to persons outside  
32 this state.

33           **Sec. 10.** RCW 43.22.370 and 1999 c 22 s 5 are each amended to read  
34 as follows:



1 Any manufactured or mobile home, commercial coach, conversion  
2 vending units, medical units, recreational vehicle, and/or park trailer  
3 leased or sold in Washington and manufactured prior to July 1, 1968,  
4 which has not been inspected prior to its sale and which does not meet  
5 the requirements prescribed will not be required to comply with those  
6 requirements except for alterations or installations referred to in RCW  
7 43.22.360.

8 **Sec. 11.** RCW 43.22.380 and 1999 c 22 s 6 are each amended to read  
9 as follows:

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

16 **Sec. 12.** RCW 43.22.400 and 1995 c 280 s 11 are each amended to  
17 read as follows:

18 If the director of the department of labor and industries  
19 determines that the standards for body and frame design, construction  
20 and the plumbing, heating and electrical equipment installed in  
21 manufactured or mobile homes, commercial coaches, recreational  
22 vehicles, and/or park trailers by the statutes or rules and regulations  
23 of other states are at least equal to the standards prescribed by this  
24 state, he or she may so provide by regulation. Any manufactured or  
25 mobile home, commercial coach, recreational vehicle, and/or park  
26 trailer which a state listed in such regulations has approved as  
27 meeting its standards for body and frame design, construction and  
28 plumbing, heating and electrical equipment shall be deemed to meet the  
29 standards of the director of the department of labor and industries, if  
30 he or she determines that the standards of such state are actually  
31 being enforced.

32 **Sec. 13.** RCW 43.22.410 and 1999 c 22 s 8 are each amended to read  
33 as follows:

34 Any manufactured or mobile home, commercial coach, conversion  
35 vending units, medical units, recreational vehicle, and/or park trailer

1 that meets the requirements prescribed under RCW 43.22.340 shall not be  
2 required to comply with any ordinances of a city or county prescribing  
3 requirements for body and frame design, construction or plumbing,  
4 heating and electrical equipment installed in manufactured or mobile  
5 homes, commercial coaches, conversion vending units, medical units,  
6 recreational vehicles, and/or park trailers.

7 **Sec. 14.** RCW 43.22.420 and 1999 c 22 s 9 are each amended to read  
8 as follows:

9 There is hereby created a factory assembled structures advisory  
10 board consisting of nine members to be appointed by the director of  
11 labor and industries. It shall be the purpose and function of the  
12 board to advise the director on all matters pertaining to the  
13 enforcement of this chapter including but not limited to standards of  
14 body and frame design, construction and plumbing, heating and  
15 electrical installations, minimum inspection procedures, the adoption  
16 of rules pertaining to the manufacture of factory assembled structures,  
17 (~~mobile~~) manufactured homes, commercial coaches, conversion vending  
18 units, medical units, recreational vehicles, and park trailers. The  
19 advisory board shall periodically review the rules adopted under RCW  
20 43.22.450 through 43.22.490 and shall recommend changes of such rules  
21 to the department if it deems changes advisable.

22 The members of the advisory board shall be representative of  
23 consumers, the regulated industries, and allied professionals. The  
24 term of each member shall be four years. However, the director may  
25 appoint the initial members of the advisory board to staggered terms  
26 not exceeding four years.

27 The chief inspector or any person acting as chief inspector for  
28 the factory assembled structures, manufactured or mobile home,  
29 commercial coach, conversion vending units, medical units, recreational  
30 vehicle, and park trailer section shall serve as secretary of the board  
31 during his tenure as chief. Meetings of the board shall be called at  
32 the discretion of the director of labor and industries, but at least  
33 quarterly. Each member of the board shall be paid travel expenses in  
34 accordance with RCW 43.03.050 and 43.03.060 which shall be paid out of  
35 the appropriation to the department of labor and industries, upon  
36 vouchers approved by the director of labor and industries or his or her  
37 designee.

1           **Sec. 15.** RCW 43.22.431 and 1977 ex.s. c 21 s 1 are each amended  
2 to read as follows:

3           The director of the department of labor and industries may enforce  
4 ((mobile)) manufactured home safety and construction standards adopted  
5 by the secretary of housing and urban development under the national  
6 ((Mobile)) manufactured home construction and safety standards act of  
7 1974 (800 Stat. 700; 42 U.S.C. Secs. 5401-5426). Furthermore, the  
8 director may make agreements with the United States government and  
9 private inspection organizations to implement the development and  
10 enforcement of applicable provisions of this chapter and the national  
11 ((Mobile)) manufactured home construction and safety standards act of  
12 1974 (800 Stat. 700; 42 U.S.C. Secs. 5401-5426).

13           **Sec. 16.** RCW 43.22.432 and 1977 ex.s. c 21 s 2 are each amended  
14 to read as follows:

15           The department may adopt all standards and regulations adopted by  
16 the secretary under the national ((Mobile)) manufactured home  
17 construction and safety standards act of 1974 (800 Stat. 700; 42 U.S.C.  
18 Secs. 5401-5426) for ((mobile)) manufactured home construction and  
19 safety standards. If any deletions or amendments to the federal  
20 standards or regulations are thereafter made and notice thereof is  
21 given to the department, the standards or regulations shall be  
22 considered automatically adopted by the state under this chapter after  
23 the expiration of thirty days from publication in the federal register  
24 of a final order describing the deletions or amendments unless within  
25 that thirty day period the department objects to the deletion or  
26 amendment. In case of objection, the department shall proceed under  
27 the rule making procedure of chapter 34.05 RCW.

28           **Sec. 17.** RCW 43.22.434 and 1999 c 22 s 10 are each amended to  
29 read as follows:

30           (1) The director or the director's authorized representative may  
31 conduct such inspections, investigations, and audits as may be  
32 necessary to adopt or enforce manufactured and mobile home, commercial  
33 coach, conversion vending units, medical units, recreational vehicle,  
34 park trailer, factory built housing, and factory built commercial  
35 structure rules adopted under the authority of this chapter or to carry  
36 out the director's duties under this chapter.

1 (2) For purposes of enforcement of this chapter, persons duly  
2 designated by the director upon presenting appropriate credentials to  
3 the owner, operator, or agent in charge may:

4 (a) At reasonable times and without advance notice enter any  
5 factory, warehouse, or establishment in which manufactured and mobile  
6 homes, commercial coaches, conversion vending units, medical units,  
7 recreational vehicles, park trailers, factory built housing, and  
8 factory built commercial structures are manufactured, stored, or held  
9 for sale;

10 (b) At reasonable times, within reasonable limits, and in a  
11 reasonable manner inspect any factory, warehouse, or establishment as  
12 required to comply with the standards adopted by the secretary of  
13 housing and urban development under the national ((Mobile))  
14 manufactured home construction and safety standards act of 1974. Each  
15 inspection shall be commenced and completed with reasonable promptness;  
16 and

17 (c) As requested by an owner of a conversion vending unit or  
18 medical unit, inspect an alteration.

19 (3) The department shall set a schedule of fees by rule which will  
20 cover the costs incurred by the department in the administration of RCW  
21 43.22.335 through 43.22.490.

22 **Sec. 18.** RCW 43.22.440 and 1988 c 239 s 5 are each amended to  
23 read as follows:

24 (1) The legislature finds that inspections of manufactured and  
25 mobile home installation are not done on a consistent basis.  
26 Manufactured and mobile homes provide housing for many people in the  
27 state, and improperly installed manufactured or mobile homes are a  
28 serious health and safety risk. Where possible and practical,  
29 manufactured and mobile homes should be treated the same as any housing  
30 inhabited or to be inhabited by persons in this state, including  
31 housing built according to the state building code.

32 (2) In consultation with the factory assembled structures advisory  
33 board for ((mobile)) manufactured homes, the director of labor and  
34 industries shall by rule establish uniform standards for the  
35 performance and workmanship of installation service and warranty  
36 service by persons or entities engaged in performing the services  
37 within this state for all manufactured and mobile homes, as defined in

1 RCW 46.04.302. The standards shall conform, where applicable, with  
2 statutes, rules, and recommendations established under the ((federal))  
3 national ((mobile)) manufactured home construction and safety standards  
4 act of 1974 (42 U.S.C. Sec. 5401 et seq.). These rules regarding the  
5 installation of manufactured and mobile homes shall be enforced and  
6 fees charged by the counties and cities in the same manner the state  
7 building code is enforced under RCW 19.27.050.

8 (3) In addition to and in conjunction with the remedies provided  
9 in this chapter, failure to remedy any breach of the standards and  
10 rules so established, upon adequate notice and within a reasonable  
11 time, is a violation of the consumer protection act, chapter 19.86 RCW  
12 and subject to the remedies provided in that chapter.

13 **Sec. 19.** RCW 43.22.442 and 1980 c 153 s 2 are each amended to  
14 read as follows:

15 A manufacturer of ((mobile)) manufactured homes who designates a  
16 representative within this state to provide consumers with warranty  
17 service for ((mobile)) manufactured homes on behalf of the manufacturer  
18 shall make reasonable and timely compensation to the representative for  
19 performance of the warranty service.

20 **Sec. 20.** RCW 43.22.450 and 1973 1st ex.s. c 22 s 1 are each  
21 amended to read as follows:

22 Whenever used in RCW 43.22.450 through 43.22.490:

23 (1) "Department" means the Washington state department of labor  
24 and industries;

25 (2) "Approved" means approved by the department;

26 (3) "Factory built housing" means any structure designed primarily  
27 for human occupancy other than a manufactured or mobile home the  
28 structure or any room of which is either entirely or substantially  
29 prefabricated or assembled at a place other than a building site;

30 (4) "Install" means the assembly of factory built housing or  
31 factory built commercial structures at a building site;

32 (5) "Building site" means any tract, parcel or subdivision of land  
33 upon which factory built housing or a factory built commercial  
34 structure is installed or is to be installed;

1           (6) "Local enforcement agency" means any agency of the governing  
2 body of any city or county which enforces laws or ordinances governing  
3 the construction of buildings;

4           (7) "Commercial structure" means a structure designed or used for  
5 human habitation, or human occupancy for industrial, educational,  
6 assembly, professional or commercial purposes.

7           NEW SECTION.   **Sec. 21.** This act applies to installed manufactured  
8 and mobile homes without regard to the date of installation."

9           Correct the title.

**EFFECT:** The amendment (1) specifies that the State Building Code Council must adopt, before December 1, 2001, the federal manufactured housing code, which will become part of the state building code, for purposes of alterations to manufactured homes; (2) changes the prohibition against selling or leasing an altered installed manufactured/mobile home that is not in compliance with construction standards by permitting such sales or leases unless the noncompliance is serious and the use of the home constitutes a safety or health hazard; (3) provides for separate definitions of "mobile home" and "manufactured home"; (4) deletes references to "permanently fixed" homes and, instead, refers to homes installed according to Washington law; (5) deletes specific references to the state electrical code; (6) clarifies that the transfer of authority over alterations of manufactured/mobile homes takes effect when the State Building Code Council's rules take effect; and (7) clarifies that the bill applies to installed manufactured and mobiles homes without regard to the installation date.