

SSB 6649 - H COMM AMD
By Committee on Commerce & Labor

ADOPTED 03/02/2004

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 43.22.434 and 2003 c 67 s 1 are each amended to read
4 as follows:

5 (1) The director or the director's authorized representative may
6 conduct such inspections, investigations, and audits as may be
7 necessary to adopt or enforce manufactured and mobile home, commercial
8 coach, conversion vending units, medical units, recreational vehicle,
9 park trailer, factory built housing, and factory built commercial
10 structure rules adopted under the authority of this chapter or to carry
11 out the director's duties under this chapter.

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

15 (a) At reasonable times and without advance notice enter any
16 factory, warehouse, or establishment in which manufactured and mobile
17 homes, commercial coaches, conversion vending units, medical units,
18 recreational vehicles, park trailers, factory built housing, and
19 factory built commercial structures are manufactured, stored, or held
20 for sale;

21 (b) At reasonable times, within reasonable limits, and in a
22 reasonable manner inspect any factory, warehouse, or establishment as
23 required to comply with the standards adopted by the secretary of
24 housing and urban development under the national manufactured home
25 construction and safety standards act of 1974. Each inspection shall
26 be commenced and completed with reasonable promptness; and

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

29 (3) For purposes of determining compliance with this chapter's
30 permitting requirements for alterations of mobile and manufactured

1 homes, the department may audit the records of a contractor as defined
2 in chapter 18.27 RCW or RCW 18.106.020(1) or an electrical contractor
3 as defined in RCW 19.28.006 when the department has reason to believe
4 that a violation of the permitting requirements has occurred. The
5 department shall adopt rules implementing the auditing procedures.
6 Information obtained from a contractor through an audit authorized by
7 this subsection is confidential and not open to public inspection under
8 chapter 42.17 RCW.

9 (4)(a) The department shall set a schedule of fees by rule which
10 will cover the costs incurred by the department in the administration
11 of RCW 43.22.335 through 43.22.490. The department may waive
12 mobile/manufactured home alteration permit fees for indigent permit
13 applicants.

14 (b)(i) Until April 1, ((2004)) 2009, subject to (a) of this
15 subsection, ~~((and for the purposes of implementing the pilot project~~
16 ~~approved by the mobile/manufactured home alteration task force,))~~ the
17 department may adopt by rule a temporary statewide fee schedule that
18 decreases fees for mobile/manufactured home alteration permits and
19 increases fees for factory-built housing and commercial structures plan
20 review and inspection services. ~~((Under the temporary fee schedule,~~
21 ~~the department may waive mobile/manufactured home alteration permit~~
22 ~~fees for indigent permit applicants. The department may increase fees~~
23 ~~for factory built housing and commercial structures plan review and~~
24 ~~inspection services in excess of the fiscal growth factor under chapter~~
25 ~~43.135 RCW, if the increases are necessary to fund the cost of~~
26 ~~administering RCW 43.22.335 through 43.22.490. In no instance shall~~
27 ~~any fee that applies to the factory built housing and commercial plan~~
28 ~~review and inspection services be increased in excess of forty~~
29 ~~percent.))~~

30 (ii) Effective April 1, ((2004)) 2009, the department must adopt a
31 new fee schedule that is the same as the fee schedule that was in
32 effect immediately prior to the temporary fee schedule authorized in
33 (b)(i) of this subsection. However, the new fee schedule must be
34 adjusted by the fiscal growth factors not applied during the period
35 that the temporary fee schedule was in effect.

1 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
2 preservation of the public peace, health, or safety, or support of the
3 state government and its existing public institutions, and takes effect
4 March 31, 2004."

5 Correct the title.

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