

AMENDED IN ASSEMBLY MAY 25, 2012
AMENDED IN SENATE JANUARY 11, 2012
AMENDED IN SENATE JANUARY 4, 2012

SENATE BILL

No. 149

Introduced by Senator Correa

February 1, 2011

An act to amend ~~Section~~ *Sections 18506 and 18870.7* of the Health and Safety Code, relating to ~~mobilehomes~~ *mobilehome and special occupancy parks*.

LEGISLATIVE COUNSEL'S DIGEST

SB 149, as amended, Correa. ~~Mobilehome Parks Act: permit invoice: notice.~~ *Mobilehome and special occupancy parks: permit invoice: notice.*

The Mobilehome Parks Act generally regulates various classifications of mobilehome and related vehicle parks, ~~including special occupancy parks, and imposes enforcement duties on the Department of Housing and Community Development and local enforcement agencies.~~ The act ~~requires.~~ *The Special Occupancy Parks Act generally regulates special occupancy parks. Those acts require* any person prior to operating a manufactured housing community ~~or, mobilehome park, or special occupancy park~~ to obtain a valid permit that is issued by the enforcement agency, *as specified*. Existing law requires that the permit be issued and invoiced according to a method and schedule established by the ~~department~~ *Department of Housing and Community Development*.

The Mobilehome Residency Law ~~governs~~ *and the Recreational Vehicle Park Occupancy Law govern* tenancies in mobilehome parks; *and recreational vehicle parks* and ~~imposes~~ *impose* various duties on

the owners of mobilehome parks *and recreational vehicle parks* and the agents and representatives authorized to act on behalf of the owners.

This bill would require that the invoice for the ~~permit~~ *permits* to operate *issued pursuant to the Mobilehome Parks Act or the Special Occupancy Parks Act* provide notice of the Mobilehome Residency Law and ~~where it may be obtained~~ *the Recreational Vehicle Park Occupancy Law, as applicable.*

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 18506 of the Health and Safety Code is
2 amended to read:
3 18506. A permit to operate shall be issued by the enforcement
4 agency. A copy of each permit to operate shall be forwarded to
5 the department. A permit to operate shall not be issued for a park
6 when the previous operating permit has been suspended by the
7 enforcement agency until the violations which were the basis for
8 the suspension have been corrected. Any park which was in
9 existence on September 15, 1961, shall not be denied a permit to
10 operate if the park complied with the law which this part
11 supersedes. A permit to operate shall be issued for a 12-month
12 period and invoiced according to a method and schedule established
13 by the department. The invoice shall provide notice of the
14 Mobilehome Residency Law (Chapter 2.5 (commencing with
15 Section 798) of Title 2 of Part 2 of Division 2 of the Civil Code)
16 ~~and where it may be obtained~~ *and the Recreational Vehicle Park*
17 *Occupancy Law (Chapter 2.6 (commencing with Section 799.20)*
18 *of Title 2 of Part 2 of Division 2 of the Civil Code), as applicable*
19 *to the park.* Any permit application returned to the enforcement
20 agency 30 days after the due date shall be subject to a penalty fee
21 equal to 10 percent of the established fee. The penalty fee for
22 submitting a permit application 60 or more days after the due date
23 shall equal 100 percent of the established permit fee. The penalty
24 and the established permit fee shall be paid prior to issuance of
25 the permit, and the fee and 100 percent penalty shall be due upon
26 demand of the enforcement agency for any park which has not
27 applied for a permit.

1 SEC. 2. Section 18870.7 of the Health and Safety Code is
2 amended to read:

3 18870.7. ~~Permits~~—A permit to operate shall be issued by the
4 enforcement agency. A copy of each permit to operate shall be
5 forwarded to the department. ~~No~~ A permit to operate shall *not* be
6 issued for a park when the previous operating permit has been
7 suspended by the enforcement agency until the violations that were
8 the basis for the suspension have been corrected. ~~No~~ Any park that
9 was in existence on September 15, 1961, shall *not* be denied a
10 permit to operate if the park complied with the law that this part
11 directly or indirectly supersedes. ~~Permits~~ A permit to operate shall
12 be issued for a 12-month period and invoiced according to a
13 method and schedule established by the department. *The invoice*
14 *shall provide notice of the Mobilehome Residency Law (Chapter*
15 *2.5 (commencing with Section 798) of Title 2 of Part 2 of Division*
16 *2 of the Civil Code) and the Recreational Vehicle Park Occupancy*
17 *Law (Chapter 2.6 (commencing with Section 799.20) of Title 2 of*
18 *Part 2 of Division 2 of the Civil Code), as applicable to the park.*
19 Permit applications returned to the enforcement agency 30 days
20 after the due date shall be subject to a penalty fee equal to 10
21 percent of the established fee. The penalty fee for submitting a
22 permit application 60 or more days after the due date shall equal
23 100 percent of the established permit fee. ~~These penalties~~ *The*
24 *penalty* and the established permit ~~fees~~ *fee* shall be paid prior to
25 issuance of the permit, and the fee and 100 percent penalty shall
26 be due upon demand of the enforcement agency for any park that
27 has not applied for a permit.

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