

## Senate Bill No. 1612

### CHAPTER 232

An act to amend Section 798.44 of the Civil Code, relating to mobilehome parks.

[Approved by Governor August 22, 2000. Filed with  
Secretary of State August 23, 2000.]

#### LEGISLATIVE COUNSEL'S DIGEST

SB 1612, Chesbro. Mobilehome parks: liquefied petroleum gas.

Existing law limits the cost which may be charged to mobilehome owners and park tenants for the purchase of liquefied petroleum gas for use in the mobilehome park where the management of the park does not permit those owners or tenants to purchase that product from someone other than the mobilehome park management. It also requires the management of the park to post the actual price paid by management for that gas.

This bill would provide that the limit on the cost charged to mobilehome owners and tenants for liquefied petroleum gas sold by mobilehome park management and the requirement for price posting shall apply to mobilehome parks where requirements of federal, state, or local law or regulation prohibit homeowners and tenants from installing their own liquefied petroleum gas supply tanks, even if the mobilehome park permits the outside purchase of liquefied petroleum gas.

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

SECTION 1. Section 798.44 of the Civil Code is amended to read:

798.44. (a) The management of a park that does not permit mobilehome owners or park tenants to purchase liquefied petroleum gas for use in the mobilehome park from someone other than the mobilehome park management shall not sell liquefied petroleum gas to mobilehome owners and tenants within the park at a cost which exceeds 110 percent of the actual price paid by the management of the park for liquefied petroleum gas.

(b) The management of a park shall post in a visible location the actual price paid by management for liquefied petroleum gas sold pursuant to subdivision (a).

(c) This section shall apply only to mobilehome parks regulated under the Mobilehome Residency Law. This section shall not apply to recreational vehicle parks, as defined in Section 18215 of the Health and Safety Code, which exclusively serve recreational vehicles, as defined in Section 18010 of the Health and Safety Code.

(d) Nothing in this section is intended to abrogate any rights a mobilehome park owner may have under Section 798.31 of the Civil Code.

(e) In addition to a mobilehome park described in subdivision (a), the requirements of subdivisions (a) and (b) shall apply to a mobilehome park where requirements of federal, state, or local law or regulation, including, but not limited to, requirements for setbacks between mobilehomes, prohibit homeowners or tenants from installing their own liquefied petroleum gas supply tanks, notwithstanding that the management of the mobilehome park permits mobilehome owners and park tenants to buy their own liquefied petroleum gas.

