

Sen. Simon Proposed 2/9
HOUSE FILE 2360 *Amended per 5382 to
Go Pass 3/25 (p. 915)*
Human Resources
Drake, Chair
Coleman
Hulse

19 1982

Place On Calendar

HOUSE FILE 2360

BY COMMITTEE ON HUMAN RESOURCES

(Formerly House File 647)

Passed House, Date 3-4-82 (p. 668) Passed Senate, Date 4-7-82 (p. 1078)

Vote: Ayes 82 Nays 14 Vote: Ayes 47 Nays 2

Approved May 7, 1982

motion to reconsider (p. 286) with 35 (p. 685)
Passed House as amended by Senate
4-15-82 (p. 1507)
98-0

A BILL FOR

- 1 An Act to exempt travel trailers from the regulation of
- 2 mobile home parks.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4
- 5
- 6

HOUSE FILE 2360

S-5382

- 1 Amend House File 2360, as passed by the House,
- 2 as follows:
- 3 1. By striking everything after the enacting
- 4 clause and inserting in lieu thereof the following:
- 5 "Section 1. Chapter 135D, Code 1981, is amended
- 6 by adding the following new section:
- 7 NEW SECTION. WILDERNESS CAMPSITES. The rules
- 8 issued under this chapter which require the providing
- 9 of water supply, sewage disposal, and garbage disposal
- 10 to each lot of a mobile home park do not apply if
- 11 the park is a recreational mobile home park which
- 12 features a primitive setting and does not offer any
- 13 other utility service to each lot."
- 14 2. Title page, by striking lines 1 and 2 and
- 15 inserting in lieu thereof the words "An Act to exempt
- 16 wilderness campsites from the requirements of the
- 17 department of health to furnish water, garbage, and
- 18 sewage disposal facilities."

S-5382 FILED

MARCH 25, 1982

Adopted 4/7 (p. 1078)

BY COMMITTEE ON HUMAN RESOURCES
JULIA B. GENTLEMAN, CHAIR

1 Section 1. Section 135D.1, Code 1981, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. "Travel trailer" means a vehicle without
4 motive power used or so manufactured or constructed as to
5 permit its being used as a conveyance upon the public streets
6 and highways and designed to permit the vehicle to be used
7 as a place of human habitation by one or more persons. The
8 vehicle shall not exceed eight feet in width and forty feet
9 in length. The vehicle shall be customarily or ordinarily
10 used for vacation or recreational purposes and not used as
11 a place of permanent habitation. If the vehicle is used in
12 this state as a place of human habitation for more than ninety
13 consecutive days in one location it is a mobile home regardless
14 of the size limitations provided.

15 Sec. 2. Section 135D.1, subsection 1, Code 1981, is amended
16 to read as follows:

17 1. "Mobile home" means any vehicle without motive power,
18 except travel trailers, used or so manufactured or constructed
19 as to permit its being used as a conveyance upon the public
20 streets and highways and so designed, constructed, or
21 reconstructed as will permit the vehicle to be used as a place
22 for human habitation by one or more persons; but shall also
23 include any such vehicle with motive power not registered
24 as a motor vehicle in Iowa.

25 EXPLANATION

26 This bill exempts travel trailers from the coverage of
27 the mobile home park regulation by the department of health.
28 Travel trailers are those trailers used for vacation and
29 recreational use and not as a place of permanent habitation.

30 The bill takes effect July 1 following enactment.

31
32
33
34
35

1 Amend House File 2360 as follows:

2 1. Page 1, line 2, by striking the word
3 "subsection" and inserting in lieu thereof the word
4 "subsections".

5 2. Page 1, by inserting after line 14 the
6 following:

7 "NEW SUBSECTION. "Travel trailer camp" shall mean
8 any site, lot, field or tract of land upon which two
9 or more occupied travel trailers are harbored, either
10 free of charge or for revenue purposes, and shall
11 include any building, structure, tent, vehicle or
12 enclosure used or intended for use as part of the
13 equipment of such camp.

14 The term "travel trailer camp" shall not be
15 construed to include mobile homes, travel trailers,
16 buildings, tents or other structures temporarily
17 maintained by any individual, educational institution,
18 or company on their own premises and used exclusively
19 to house their own labor or students."

20 3. Page 1, by inserting after line 24 the
21 following:

22 "Sec. 3. Chapter 135D, Code 1981, is amended by
23 adding the following new section:

24 NEW SECTION. TRAVEL TRAILER CAMPS. A person shall
25 not operate a travel trailer camp in this state without
26 procuring an annual travel trailer camp license from
27 the state department of health. The fee for the
28 license shall be ten dollars and the license shall
29 expire on December 31. The department shall not issue
30 the license unless the applicant demonstrates that
31 a potable water supply, a refuse disposal facility
32 and a facility for excreta disposal are available
33 for use by the occupants of the travel trailers."

1 Amend House File 2360 as follows:

2 1. Page 1, by inserting after line 24 the
3 following:

4 "Sec. ____ Section 135D.5, unnumbered paragraph
5 3, Code 1981, is amended to read as follows:

6 When the application is received by the state
7 department of health, ~~it~~ the department shall promptly
8 cause the mobile home park and appurtenances ~~to~~ to
9 to be inspected. When ~~such~~ the inspection and report
10 has been made and the state department of health finds
11 that all requirements of this chapter and such
12 conditions of health and safety as the state department
13 of health may require have been met by the appli-
14 cant, the state department of health shall ~~forthwith~~
15 issue ~~such~~ the annual primary license in the name
16 of the state. The department shall not refund the
17 fee if the department denies the license pursuant
18 to section 135D.8.

19 Sec. ____ Section 135D.17, Code 1981, is amended
20 to read as follows:

21 135D.17 REVOCATION AND SUSPENSION OF LICENSE.

22 Any ~~A~~ license granted hereunder ~~shall be~~ is subject
23 to revocation or suspension by ~~a~~ the district court
24 ~~of proper authority and jurisdiction~~, and the state
25 department of health shall first serve or cause to
26 be served a written notice specifying a way or ways
27 in which ~~said~~ the licensee has failed to comply with
28 the chapter, or any special rules ~~promulgated~~ adopted
29 by the state department of health ~~pertaining thereto~~.
30 ~~Said~~ The notice shall direct the licensee to remove
31 or abate ~~such~~ the nuisance, or unsanitary or
32 objectionable condition specified in ~~said~~ the notice
33 within five days, or within ~~such~~ a reasonable period
34 of time or extended period of time as may be reasonably
35 allowed by the complaining officer. If the licensee
36 fails to comply with the terms and conditions of ~~said~~
37 the notices, within the time specified ~~or such extended~~
38 ~~period or a period of time~~, the complaining officer
39 may require the county attorney of the county in which
40 ~~such~~ the violation occurred to start a civil action
41 to remove or abate ~~such~~ the nuisance, or unsanitary,
42 unhealthful, or objectionable condition as complained
43 of, in the court of proper ~~authority and jurisdiction~~
44 ~~of the city or county~~ in the name of the state of
45 Iowa, and if the licensee is found guilty a decision
46 may be entered by the court to revoke or suspend ~~such~~
47 the license. The department shall not refund the
48 fee pursuant to section 135D.5 if the license is
49 revoked or susoended."

SENATE AMENDMENT TO HOUSE FILE 2360

H-5798

1 Amend House File 2360, as passed by the House,
2 as follows:

3 1. By striking everything after the enacting
4 clause and inserting in lieu thereof the following:
5 "Section 1. Chapter 135D, Code 1981, is amended
6 by adding the following new section:
7 NEW SECTION. WILDERNESS CAMPSITES. The rules
8 issued under this chapter which require the providing
9 of water supply, sewage disposal, and garbage disposal
10 to each lot of a mobile home park do not apply if
11 the park is a recreational mobile home park which
12 features a primitive setting and does not offer any
13 other utility service to each lot."

14 2. Title page, by striking lines 1 and 2 and
15 inserting in lieu thereof the words "An Act to exempt
16 wilderness campsites from the requirements of the
17 department of health to furnish water, garbage, and
18 sewage disposal facilities."

H-5798 FILED APRIL 8, 1982

RECEIVED FROM SENATE

House concurred 4/15 (p 1507)

home park which features a primitive setting and does not offer any other utility service to each lot.

DELWYN STROMER
Speaker of the House

TERRY E. BRANSTAD
President of the Senate

HOUSE FILE 2360

AN ACT
TO EXEMPT WILDERNESS CAMPSITES FROM THE REQUIREMENTS OF THE
DEPARTMENT OF HEALTH TO FURNISH WATER, GARBAGE, AND
SEWAGE DISPOSAL FACILITIES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Chapter 135D, Code 1981, is amended by adding the following new section:

NEW SECTION. WILDERNESS CAMPSITES. The rules issued under this chapter which require the providing of water supply, sewage disposal, and garbage disposal to each lot of a mobile home park do not apply if the park is a recreational mobile

I hereby certify that this bill originated in the House and is known as House File 2360, Sixty-ninth General Assembly.

ELIZABETH A. ISAACSON
Chief Clerk of the House

Approved May 7, 1982

ROBERT D. RAY
Governor

H.F. 2360