

# House Study Bill 93

## Bill Text

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1 1 Section 1. Section [331.301](#), Code 1999, is amended by  
1 2 adding the following new subsection:  
1 3 NEW SUBSECTION. 15. a. A county shall not adopt or  
1 4 enforce an ordinance requiring the construction of a storm  
1 5 shelter at a mobile home park which exists on July 1, 1999.  
1 6 However, a county may adopt and enforce an ordinance requiring  
1 7 the construction of a storm shelter at a mobile home park  
1 8 constructed after July 1, 1999, or at a mobile home park  
1 9 existing on July 1, 1999, which is expanded by fifty or more  
1 10 mobile home spaces after July 1, 1999. An ordinance adopted  
1 11 or enforced pursuant to this subsection shall not include any  
1 12 of the following requirements:  
1 13 (1) That the storm shelter be placed at a certain location  
1 14 in the mobile home park.  
1 15 (2) That the size of the storm shelter be larger than the  
1 16 equivalent of five square feet for each mobile home space in  
1 17 the mobile home park.  
1 18 (3) That the storm shelter include a restroom if the  
1 19 shelter is used exclusively as a storm shelter.  
1 20 (4) That the storm shelter at a mobile home park existing  
1 21 on or before July 1, 1999, be completed before the additional  
1 22 fifty mobile home spaces are completely occupied.  
1 23 (5) That the storm shelter exceed the construction  
1 24 specifications approved by a licensed professional engineer  
1 25 and presented by the owner of the mobile home park.  
1 26 b. For the purposes of this subsection:  
1 27 (1) "Mobile home park" means a mobile home park as defined  
1 28 in section 562B.7.  
1 29 (2) "Storm shelter" means a single structure or multiple  
1 30 structures designed to provide persons with temporary  
1 31 protection from a storm.  
1 32 Sec. 2. Section [364.3](#), Code 1999, is amended by adding the  
1 33 following new subsection:  
1 34 NEW SUBSECTION. 7. a. A city shall not adopt or enforce  
1 35 an ordinance requiring the construction of a storm shelter at  
2 1 a mobile home park which exists on July 1, 1999. However, a  
2 2 city may adopt and enforce an ordinance requiring the  
2 3 construction of a storm shelter at a mobile home park  
2 4 constructed after July 1, 1999, or at a mobile home park  
2 5 existing on July 1, 1999, which is expanded by fifty or more  
2 6 mobile home spaces after July 1, 1999. An ordinance adopted  
2 7 or enforced pursuant to this subsection shall not include any  
2 8 of the following requirements:  
2 9 (1) That the storm shelter be placed at a certain location  
2 10 in the mobile home park.  
2 11 (2) That the size of the storm shelter be larger than the  
2 12 equivalent of five square feet for each mobile home space in  
2 13 the mobile home park.  
2 14 (3) That the storm shelter include a restroom if the  
2 15 shelter is used exclusively as a storm shelter.  
2 16 (4) That the storm shelter at a mobile home park existing  
2 17 on or before July 1, 1999, be completed before the additional  
2 18 fifty mobile home spaces are completely occupied.  
2 19 (5) That the storm shelter exceed the construction  
2 20 specifications approved by a licensed professional engineer  
2 21 and presented by the owner of the mobile home park.

2 22 b. For the purposes of this subsection:  
2 23 (1) "Mobile home park" means a mobile home park as defined  
2 24 in section 562B.7.  
2 25 (2) "Storm shelter" means a single structure or multiple  
2 26 structures designed to provide persons with temporary  
2 27 protection from a storm.  
2 28 Sec. 3. Section [427.1](#), Code 1999, is amended by adding the  
2 29 following new subsection:  
2 30 NEW SUBSECTION. 30. MOBILE HOME PARK STORM SHELTER. A  
2 31 structure constructed as a storm shelter at a mobile home  
2 32 park. If the structure serves a use in addition to use as a  
2 33 storm shelter, the exemption shall apply only to that portion  
2 34 of the structure which serves as a storm shelter.  
2 35 Sec. 4. APPLICABILITY. Section 3 of this Act applies  
3 1 retroactively to January 1, 1999, for property tax assessment  
3 2 years beginning on or after January 1, 1999.  
3 3 EXPLANATION  
3 4 This bill provides that a city or county shall not enact or  
3 5 enforce an ordinance requiring a storm shelter in a mobile  
3 6 home park which exists on July 1, 1999, unless a mobile home  
3 7 park is enlarged by 50 or more mobile home spaces after July  
3 8 1, 1999. However, a city or county may enact and enforce an  
3 9 ordinance requiring a storm shelter in mobile home parks  
3 10 constructed and in new additions of 50 or more spaces  
3 11 constructed to an existing mobile home park after July 1,  
3 12 1999.  
3 13 This bill also provides a property tax exemption for the  
3 14 mobile home park storm shelters retroactive to property tax  
3 15 assessments made on or after January 1, 1999.  
3 16 LSB 1881HH 78  
3 17 tj/gg/8