

**CHAPTER 1126**  
MOBILE HOME DEALERS  
S.F. 2109

**AN ACT** relating to mobile home dealers.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 322B.2, subsections 3 and 4, Code 1997, are amended by striking the subsections.

Sec. 2. Section 322B.2, subsections 5 and 7, Code 1997, are amended to read as follows:

5. "Mobile home" means a structure, transportable in one or more sections, which exceeds eight feet in width and thirty-two feet in length, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to one or more utilities. "Mobile home" also includes "manufactured home" as the term is defined in section 435.1.

7. "Mobile home distributor" means a person who sells or distributes mobile homes to mobile home dealers ~~either directly or through a distributor's representative.~~

Sec. 3. Section 322B.3, subsection 3, Code 1997, is amended to read as follows:

3. SURETY BOND. Before the issuance of a mobile home dealer's license, an applicant for a license shall file with the department a surety bond executed by the applicant as principal and executed by a corporate surety company, licensed and qualified to do business within this state, which bond shall run to the state of Iowa, be in the amount of ~~twenty-five~~ fifty thousand dollars and be conditioned upon the faithful compliance by the applicant as a dealer with all of the statutes of this state regulating the business of the dealer and indemnifying any person dealing or transacting business with the dealer in connection with a mobile home from a loss or damage occasioned by the failure of the dealer to comply with this chapter, including, but not limited to, the furnishing of a proper and valid document of title to the mobile home involved in the transaction.

Sec. 4. Section 322B.3, Code 1997, is amended by adding the following new subsection:

NEW SUBSECTION. 5. MOBILE HOME HOOKUPS. A mobile home dealer or an employee of a mobile home dealer may perform water, gas, electrical, and other utility service connections in a mobile home, space or within ten feet of such space, located in a mobile home park, and the dealer or an employee of the dealer may install a tie-down system on a mobile home located in a mobile home park. The connections are subject to inspection and approval by local building code officials and the mobile home dealer shall pay the inspection fee, if any.

Sec. 5. Section 322B.4, subsection 2, Code 1997, is amended by striking the subsection.

Sec. 6. Section 322B.6, unnumbered paragraph 1, Code 1997, is amended to read as follows:

The department may revoke, suspend, or refuse the license of a mobile home dealer, mobile home manufacturer, or mobile home distributor, ~~manufacturer's representative, or distributor's representative,~~ as applicable, if the department finds that the mobile home dealer, manufacturer, or distributor, ~~or representative~~ is guilty of any of the following acts or offenses:

Sec. 7. Section 322B.6, subsections 2 and 3, Code 1997, are amended to read as follows:

2. Knowingly making misleading, deceptive, untrue or fraudulent representations in the business of a mobile home dealer, manufacturer, or distributor, ~~manufacturer's representative or distributor's representative~~ or engaging in unethical conduct or practice harmful or detrimental to the public.

3. Conviction of a felony related to the business of a mobile home dealer, manufacturer, ~~or distributor, manufacturer's representative or distributor's representative~~. A copy of the record of conviction or plea of guilty shall be sufficient evidence for the purposes of this section.

Sec. 8. Section 322B.6, subsection 6, Code 1997, is amended by striking the subsection.

Sec. 9. Section 322B.8, Code 1997, is amended to read as follows:  
322B.8 UNLAWFUL PRACTICE.

It is unlawful for a person to engage in business as a mobile home dealer, mobile home manufacturer, ~~or mobile home distributor, manufacturer's representative or distributor's representative~~ in this state without first acquiring and maintaining a license in accordance with this chapter. A person convicted of violating the provisions of this section is guilty of a serious misdemeanor.

Approved April 20, 1998

---

## CHAPTER 1127

### CHILD DAY CARE

S.F. 2312

AN ACT providing for child day care requirements for volunteers and for the number of children receiving care under the child care home pilot projects and providing an effective date.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 237A.3A, subsection 3, paragraph d, Code Supplement 1997, is amended to read as follows:

d. (1) Four levels of registration requirements are applicable to registered child care homes in accordance with subsections 10 through 13 and rules adopted to implement this section. The rules shall apply requirements to each level for the amount of space available per child, provider qualifications and training, and other minimum standards.

(2) The rules shall allow a child day care home to be registered at level II, III, or IV for which the provider is qualified even though the amount of space required to be available for the maximum number of children authorized for that level exceeds the actual amount of space available in that child care home. However, the total number of children authorized for the child care home at that level of registration shall be limited by the amount of space available per child.

Sec. 2. Section 237A.3A, subsection 13, paragraph a, Code Supplement 1997, is amended to read as follows:

a. Except as otherwise provided in this subsection, not more than twelve children shall be present at any one time. If more than ~~seven~~ eight children are present, a second person must be present who meets the individual qualifications for child care home registration established by rule of the department.

Sec. 3. Section 237A.5, Code Supplement 1997, is amended by adding the following new subsection: