

HB 1493 - H AMD 66

By Representative Springer

ADOPTED 03/05/2013

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 84.56 RCW
4 to read as follows:

5 (1) Except as provided in subsection (2) of this section, if the
6 landlord of a mobile home park takes ownership of a mobile home or park
7 model trailer with the intent to resell or rent the same after (a) the
8 mobile home or park model trailer has been abandoned; or (b) a final
9 judgment for restitution of the premises under RCW 59.18.410 has been
10 executed in favor of the landlord with regard to the mobile home or
11 park model trailer and title has been lawfully transferred to the
12 landlord, the outstanding taxes become the responsibility of the
13 landlord.

14 (2) Upon notification by the assessor, the county treasurer must
15 remove from the tax rolls any outstanding taxes, as well as interest
16 and penalties, on a mobile home or park model trailer if the landlord
17 of a mobile home park:

18 (a) Submits a signed affidavit to the assessor indicating that the
19 landlord has taken ownership of the mobile home or park model trailer
20 with the intent to resell or rent after: (i) The mobile home or park
21 model trailer has been abandoned; or (ii) a final judgment for
22 restitution of the premises under RCW 59.18.410 has been executed in
23 favor of the landlord with regard to the mobile home or park model
24 trailer and title has been lawfully transferred to the landlord; and

25 (b) The most current assessed value of the mobile home or park
26 model trailer is less than eight thousand dollars.

27 (3) For the purposes of this section, "abandoned," "mobile home,"
28 and "park model" have the same meanings as provided in RCW 59.20.030.

1 **Sec. 2.** RCW 46.44.170 and 2010 c 161 s 1118 are each amended to
2 read as follows:

3 (1) Any person moving a mobile home as defined in RCW 46.04.302 or
4 a park model trailer as defined in RCW 46.04.622 upon public highways
5 of the state must obtain:

6 (a) A special permit from the department of transportation and
7 local authorities pursuant to RCW 46.44.090 and 46.44.093 and (~~shall~~)
8 must pay the proper fee as prescribed by RCW 46.44.0941 and 46.44.096;
9 and

10 (b) For mobile homes constructed before June 15, 1976, and already
11 situated in the state: (i) A certification from the department of
12 labor and industries that the mobile home was inspected for fire
13 safety; or (ii) an affidavit in the form prescribed by the department
14 of commerce signed by the owner at the county treasurer's office at the
15 time of the application for the movement permit stating that the mobile
16 home is being moved by the owner for his or her continued occupation or
17 use; or (iii) a copy of the certificate of title together with an
18 affidavit signed under penalty of perjury by the certified owner
19 stating that the mobile home is being transferred to a wrecking yard or
20 similar facility for disposal. In addition, the destroyed mobile home
21 must be removed from the assessment rolls of the county and any
22 outstanding taxes on the destroyed mobile home must be removed by the
23 county treasurer.

24 (2) A special permit issued as provided in subsection (1) of this
25 section for the movement of any mobile home or a park model trailer
26 that is assessed for purposes of property taxes (~~shall~~) is not (~~be~~)
27 valid until the county treasurer of the county in which the mobile home
28 or park model trailer is located (~~shall~~) must endorse or attach his
29 or her certificate that all property taxes which are a lien or which
30 are delinquent, or both, upon the mobile home or park model trailer
31 being moved have been satisfied. Further, any mobile home or park
32 model trailer required to have a special movement permit under this
33 section shall display an easily recognizable decal. However,
34 endorsement or certification by the county treasurer and the display of
35 the decal is not required:

36 (a) When a mobile home or park model trailer is to enter the state
37 or is being moved from a manufacturer or distributor to a retail sales

1 outlet or directly to the purchaser's designated location or between
2 retail and sales outlets;

3 (b) When a signed affidavit of destruction is filed with the county
4 assessor and the mobile home or park model trailer is being moved to a
5 disposal site by a landlord as defined in RCW 59.20.030 after (i) the
6 mobile home or park model trailer has been abandoned as defined in RCW
7 59.20.030; or (ii) a final judgment for restitution of the premises
8 under RCW 59.18.410 has been executed in favor of the landlord with
9 regard to the mobile home or park model trailer and title has been
10 lawfully transferred to the landlord. The mobile home or park model
11 trailer will be removed from the tax rolls and, upon notification by
12 the assessor, any outstanding taxes on the destroyed mobile home or
13 park model trailer will be removed by the county treasurer; or

14 (c) When a signed affidavit of destruction is filed with the county
15 assessor by any mobile home or park model trailer owner or any property
16 owner with an abandoned mobile home or park model trailer, the same
17 shall be removed from the tax rolls and upon notification by the
18 assessor, any outstanding taxes on the destroyed mobile home or park
19 model trailer (~~shall~~) must be removed by the county treasurer.

20 (3) Except as provided in section 1(1) of this act, if the landlord
21 of a mobile home park takes ownership of a mobile home or park model
22 trailer with the intent to resell or rent the same under RCW 59.20.030
23 after (a) the mobile home or park model trailer has been abandoned as
24 defined in RCW 59.20.030; or (b) a final judgment for restitution of
25 the premises under RCW 59.18.410 has been executed in favor of the
26 landlord with regard to the mobile home or park model trailer and title
27 has been lawfully transferred to the landlord, the outstanding taxes
28 become the responsibility of the landlord.

29 (4) It is the responsibility of the owner of the mobile home or
30 park model trailer subject to property taxes or the agent to obtain the
31 endorsement and decal from the county treasurer before a mobile home or
32 park model trailer is moved.

33 (5) This section does not prohibit the issuance of vehicle license
34 plates for a mobile home or park model trailer subject to property
35 taxes, but plates (~~shall~~) may not be issued unless the mobile home or
36 park model trailer subject to property taxes for which plates are
37 sought has been listed for property tax purposes in the county in which

1 it is principally located and the appropriate fee for the license has
2 been paid.

3 (6) The department of transportation, the department of labor and
4 industries, and local authorities are authorized to adopt reasonable
5 rules for implementing the provisions of this section. The department
6 of transportation (~~shall~~) must adopt rules specifying the design,
7 reflective characteristics, annual coloration, and for the uniform
8 implementation of the decal required by this section. The department
9 of labor and industries (~~shall~~) must adopt procedures for notifying
10 destination local jurisdictions concerning the arrival of mobile homes
11 that failed safety inspections."

12 Correct the title.

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