

HOUSE BILL NO. 5566

February 27, 2020, Introduced by Reps. Love, Camilleri, Brenda Carter, Anthony, Hope, Cynthia Johnson, Kennedy, Yaroch, Cambensy and Cherry and referred to the Committee on Commerce and Tourism.

A bill to amend 1987 PA 96, entitled
"The mobile home commission act,"
by amending section 16 (MCL 125.2316), as amended by 2015 PA 40.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 16. (1) A person shall not operate a mobile home park or
2 seasonal mobile home park without a license. The term of a license
3 is 3 years. The department shall issue a license only if all of the
4 following requirements are met:

5 (a) The applicant submits a complete license application.

6 (b) Certifications and recommendations of appropriate agencies



1 and local governments are submitted to and approved by the
2 department.

3 (c) The applicant pays the fee set forth in subsection (4).

4 (d) The mobile home park or seasonal mobile home park was
5 approved as being in substantial compliance after its most recent
6 inspection under section 17.

7 (2) The commission shall promulgate rules to do all of the
8 following:

9 (a) Provide standards and procedures for the commission to
10 determine whether a mobile home park or seasonal mobile home park
11 that is not in substantial compliance with the rules promulgated
12 under sections 5 and 6 is a distressed park. The standards and
13 procedures shall provide the owner with an opportunity for an
14 evidentiary hearing and require the commission to consider at least
15 all of the following:

16 (i) The length of time the mobile home park or seasonal mobile
17 home park has not been in substantial compliance with the rules
18 promulgated under sections 5 and 6.

19 (ii) Whether the owner or operator was notified and had
20 sufficient opportunity to bring the mobile home park or seasonal
21 mobile home park into substantial compliance.

22 (iii) Any imminent threat to the health or safety of the
23 residents of the mobile home park or seasonal mobile home park.

24 (iv) Whether the mobile home park or seasonal mobile home park
25 has been or is likely to be abandoned by the owner or operator.

26 (b) Require the owner of a distressed mobile home park or
27 seasonal mobile home park to post financial assurance in the form
28 of a bond, cash deposit, or other financial arrangement to ensure
29 the repair and cleanup of the mobile home park or seasonal mobile



1 home park, including the repair of substandard or noncomplying
2 park-owned utility systems and the removal and disposal of
3 abandoned mobile homes, scrap material, or other waste.

4 (3) ~~Not more than 180 days after the effective date of the~~
5 ~~amendatory act that added this subsection,~~ **later than February 28,**
6 **2016,** the commission shall submit a report on progress on rule
7 promulgation under subsection (2) to the standing committees of the
8 senate and house of representatives with primary responsibility for
9 legislation affecting mobile home parks.

10 (4) The fee for a license to operate a mobile home park is
11 \$225.00, plus an additional \$3.00 for each home site in excess of
12 25 home sites in the mobile home park, or any lesser amount
13 established pursuant to section 9(5). The fee for a license to
14 operate a seasonal mobile home park is \$120.00, plus an additional
15 \$1.50 for each home site in excess of 25 home sites in the seasonal
16 mobile home park, or any lesser amount established pursuant to
17 section 9(5).

18 (5) **Both of the following apply to the renewal of a license**
19 **issued under this section:**

20 (a) If a person submits a timely application for renewal of a
21 license and pays the appropriate fee, the person may continue to
22 operate a mobile home park or seasonal mobile home park unless
23 notified that the application for renewal is not approved.

24 (b) **If a person fails to submit an application for renewal of**
25 **a license within 30 days after the date of expiration for that**
26 **license, the person shall not collect a rental charge for any**
27 **mobile home site or mobile home owned by that person in the mobile**
28 **home park to which the license applies. The person shall not resume**
29 **the collection of the rental charge described in this subdivision**



1 **until the person obtains a license renewal.**

2 (6) A campground that is currently licensed under sections
3 12501 to 12516 of the public health code, 1978 PA 368, MCL
4 333.12501 to 333.12516, and was previously licensed under the
5 former licensing provisions of 1959 PA 243, MCL 125.1035 to
6 125.1043, as a seasonal trailer park may apply for and shall be
7 granted a license as a seasonal mobile home park under this act if
8 the campground meets all other requirements for licensure under
9 this act as a seasonal mobile home park.

