

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass the A-Engrossed Measure
Vote:	5 - 0 - 0
Yeas:	Deckert, George L., Monnes Anderson, Starr, Metsger
Nays:	0
Exc.:	0
Prepared By:	Janet Adkins, Administrator
Meeting Dates:	5/23

WHAT THE MEASURE DOES: Allows a recreational vehicle (RV) park owner to go directly to court without 30-day notice to have the RV removed from his or her premises if the vehicle has been parked or driven onto the property without permission. Clarifies that when a dealer submits a part to a warrantor, the warrantor is to reimburse the dealer at the current 130 percent of the warranty party's cost plus shipping costs. Outlines procedures to follow when a warrantor disallows a dealer's claim for a defective part because the warrantor alleges the part is not defective.

ISSUES DISCUSSED:

- Practice of "midnight move ins"
- Support of park owner provision by Landlord-Tenant Coalition
- History of dealer/manufacturer franchise statute
- Recreational vehicle part warranties

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: Current landlord-tenant law does not address remedies for recreational vehicle (RV) park landlords when they experience a "midnight move-in," an RV driven onto a space without permission of the park owner and without a rental agreement, and the RV owner refusing to leave the space. The typical response is to call the police and report a trespass or commence an action for an ejectment proceeding, but there is no short-term remedy for the park owner. House Bill 2758-A allows a park owner to commence an action without going through a 30-day eviction proceeding.

House Bill 2670 (2003) established a structure for RV dealers and RV manufacturers that governs business dealings and remedies for activity outside franchise agreements, similar to laws regarding automobile dealers and manufacturers. House Bill 2758-A provides several technical fixes to the legislation in regard to reimbursement of a warranty part.