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INTRODUCED BY Thomas <sup>Senate</sup> BILL NO. 265 General Lynch DeWitt

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE LAWS RELATING TO CONSTRUCTION STANDARDS FOR RECREATIONAL VEHICLES; ELIMINATING THE RESPONSIBILITY OF THE DEPARTMENT OF COMMERCE FOR ADOPTING CONSTRUCTION STANDARDS FOR RECREATIONAL VEHICLES; ADOPTING THE AMERICAN NATIONAL STANDARDS INSTITUTE CONSTRUCTION STANDARD FOR RECREATIONAL VEHICLES; AND AMENDING SECTIONS 50-60-104, 50-60-401, 50-60-402, AND 50-60-403, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 50-60-104, MCA, is amended to read:

**"50-60-104. Inspection fees.** The department shall establish a schedule of fees and may collect fees for the inspection of plans and specifications and for the inspection of buildings, factory-built buildings, ~~recreational vehicles~~, tramways, or any other facility or structure."

**Section 2.** Section 50-60-401, MCA, is amended to read:

**"50-60-401. Department to adopt rules for factory-built buildings ~~and recreational vehicles~~.** The department may adopt by reference nationally recognized construction standards, in whole or in part, for the construction of factory-built buildings, but this does not prevent the department from adopting rules more stringent than those contained in ~~such the national standards, for the construction of factory built buildings and recreational vehicles as defined in 50-60-101.~~ such the national standards."

**Section 3.** Section 50-60-402, MCA, is amended to read:

**"50-60-402. Factory-built buildings and recreational vehicles to comply with standards.** (1) ~~No~~ A person, firm, or corporation may not manufacture, sell, or offer for sale any new factory-built building ~~or recreational vehicle~~ unless ~~such the~~ the factory-built building ~~or recreational vehicle~~, and its components, systems, and appliances have been constructed and assembled in accordance with the standards ~~herein~~ defined in this part.



STATE OF MONTANA - FISCAL NOTE

Fiscal Note for SB0265, as introduced

DESCRIPTION OF PROPOSED LEGISLATION:

An act revising the laws relating to construction standards for recreational vehicles; eliminating the responsibility of the Department of Commerce for adopting construction standards for recreational vehicles; adopting the American National Standards Institute construction standard for recreational vehicles.

ASSUMPTIONS:

Department of Commerce/Building Codes Bureau:

1. SB 265 eliminates the recreational vehicle (RV) approval program with an estimated reduction of annual revenue from the issuance of RV insignias and plan reviews of \$89,000 to \$95,000 per year. For the purposes of this fiscal note the reduction proposed by SB 265 is assumed to be \$92,000 in fiscal year 1998 and fiscal year 1999  $((\$89,000 + \$95,000)/2 = \$92,000)$ . The reduction of revenue proposed by SB 265 will not create any undue fiscal impacts to the Building Codes Bureau.
2. The expenditures of the program are minimal and any decreases are not quantifiable.

FISCAL IMPACT:

Department of Commerce/Building Codes Bureau:

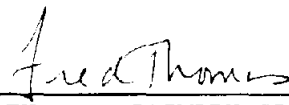
	<u>FY98</u>	<u>FY99</u>
<u>Revenues:</u>	<u>Difference</u>	<u>Difference</u>
Bldg. Codes RV Fees (02)	(92,000)	(92,000)
<u>Net Impact on Fund Balance:</u>		
Building Codes SSR (02)	(92,000)	(92,000)

TECHNICAL NOTES:

1. The Building Codes Bureau has experienced very few problems with respect to noncompliance of RV units with the ANSI/A119.2 standards because of self-regulation within the industry.

 2-7-97

DAVE LEWIS, BUDGET DIRECTOR DATE  
Office of Budget and Program Planning

 2/7/97

FRED THOMAS, PRIMARY SPONSOR DATE

Fiscal Note for SB0265, as introduced

1 INTRODUCED BY Thom <sup>Senate</sup> BILL NO. 265  
2 General Fund  
3 Meeting

4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE LAWS RELATING TO CONSTRUCTION  
5 STANDARDS FOR RECREATIONAL VEHICLES; ELIMINATING THE RESPONSIBILITY OF THE DEPARTMENT  
6 OF COMMERCE FOR ADOPTING CONSTRUCTION STANDARDS FOR RECREATIONAL VEHICLES;  
7 ADOPTING THE AMERICAN NATIONAL STANDARDS INSTITUTE CONSTRUCTION STANDARD FOR  
8 RECREATIONAL VEHICLES; AND AMENDING SECTIONS 50-60-104, 50-60-401, 50-60-402, AND  
9 50-60-403, MCA."

10  
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12  
13 **Section 1.** Section 50-60-104, MCA, is amended to read:

14 **"50-60-104. Inspection fees.** The department shall establish a schedule of fees and may collect  
15 fees for the inspection of plans and specifications and for the inspection of buildings, factory-built buildings,  
16 ~~recreational vehicles,~~ tramways, or any other facility or structure."

17  
18 **Section 2.** Section 50-60-401, MCA, is amended to read:

19 **"50-60-401. Department to adopt rules for factory-built buildings and recreational vehicles.** The  
20 department may adopt by reference nationally recognized construction standards, in whole or in part, for  
21 the construction of factory-built buildings, but this does not prevent the department from adopting rules  
22 more stringent than those contained in ~~such the national~~ standards, ~~for the construction of factory built~~  
23 ~~buildings and recreational vehicles as defined in 50-60-101."~~

24  
25 **Section 3.** Section 50-60-402, MCA, is amended to read:

26 **"50-60-402. Factory-built buildings and recreational vehicles to comply with standards.** (1) ~~No~~ A  
27 person, firm, or corporation may not manufacture, sell, or offer for sale any new factory-built building ~~or~~  
28 ~~recreational vehicle~~ unless such the factory-built building ~~or recreational vehicle,~~ and its components,  
29 systems, and appliances have been constructed and assembled in accordance with the standards ~~herein~~  
30 defined in this part.



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INTRODUCED BY Thom <sup>Senate</sup> BILL NO. 265 General Lynch Hettinger

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE LAWS RELATING TO CONSTRUCTION STANDARDS FOR RECREATIONAL VEHICLES; ELIMINATING THE RESPONSIBILITY OF THE DEPARTMENT OF COMMERCE FOR ADOPTING CONSTRUCTION STANDARDS FOR RECREATIONAL VEHICLES; ADOPTING THE AMERICAN NATIONAL STANDARDS INSTITUTE CONSTRUCTION STANDARD FOR RECREATIONAL VEHICLES; AND AMENDING SECTIONS 50-60-104, 50-60-401, 50-60-402, AND 50-60-403, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 50-60-104, MCA, is amended to read:

**"50-60-104. Inspection fees.** The department shall establish a schedule of fees and may collect fees for the inspection of plans and specifications and for the inspection of buildings, factory-built buildings, ~~recreational vehicles,~~ tramways, or any other facility or structure."

**Section 2.** Section 50-60-401, MCA, is amended to read:

**"50-60-401. Department to adopt rules for factory-built buildings and recreational vehicles.** The department may adopt by reference nationally recognized construction standards, in whole or in part, for the construction of factory-built buildings, but this does not prevent the department from adopting rules more stringent than those contained in ~~such the national standards, for the construction of factory built buildings and recreational vehicles as defined in 50-60-101.~~"

**Section 3.** Section 50-60-402, MCA, is amended to read:

**"50-60-402. Factory-built buildings and recreational vehicles to comply with standards.** (1) ~~No~~ A person, firm, or corporation may not manufacture, sell, or offer for sale any new factory-built building ~~or recreational vehicle~~ unless such the factory-built building ~~or recreational vehicle,~~ and its components, systems, and appliances have been constructed and assembled in accordance with the standards ~~herein~~ defined in this part.



APPROVED BY  
COM ON TRANSPORTATION

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INTRODUCED BY Thom <sup>Senate</sup> BILL NO. 265 General Lynch Heating

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE LAWS RELATING TO CONSTRUCTION STANDARDS FOR RECREATIONAL VEHICLES; ELIMINATING THE RESPONSIBILITY OF THE DEPARTMENT OF COMMERCE FOR ADOPTING CONSTRUCTION STANDARDS FOR RECREATIONAL VEHICLES; ADOPTING THE AMERICAN NATIONAL STANDARDS INSTITUTE CONSTRUCTION STANDARD FOR RECREATIONAL VEHICLES; AND AMENDING SECTIONS 50-60-104, 50-60-401, 50-60-402, AND 50-60-403, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 50-60-104, MCA, is amended to read:

**"50-60-104. Inspection fees.** The department shall establish a schedule of fees and may collect fees for the inspection of plans and specifications and for the inspection of buildings, factory-built buildings, ~~recreational vehicles,~~ tramways, or any other facility or structure."

**Section 2.** Section 50-60-401, MCA, is amended to read:

**"50-60-401. Department to adopt rules for factory-built buildings and recreational vehicles.** The department may adopt by reference nationally recognized construction standards, in whole or in part, for the construction of factory-built buildings, but this does not prevent the department from adopting rules more stringent than those contained in ~~such the national standards, for the construction of factory built buildings and recreational vehicles as defined in 50-60-101.~~"

**Section 3.** Section 50-60-402, MCA, is amended to read:

**"50-60-402. Factory-built buildings and recreational vehicles to comply with standards.** (1) ~~No~~ A person, firm, or corporation may not manufacture, sell, or offer for sale any new factory-built building ~~or recreational vehicle~~ unless such the factory-built building ~~or recreational vehicle,~~ and its components, systems, and appliances have been constructed and assembled in accordance with the standards ~~herein~~ defined in this part.





## 1 SENATE BILL NO. 265

2 INTRODUCED BY THOMAS, BERGSAGEL, LYNCH, KEATING

3

4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE LAWS RELATING TO CONSTRUCTION  
 5 STANDARDS FOR RECREATIONAL VEHICLES; ELIMINATING THE RESPONSIBILITY OF THE DEPARTMENT  
 6 OF COMMERCE FOR ADOPTING CONSTRUCTION STANDARDS FOR RECREATIONAL VEHICLES;  
 7 ADOPTING THE AMERICAN NATIONAL STANDARDS INSTITUTE CONSTRUCTION STANDARD FOR  
 8 RECREATIONAL VEHICLES; AND AMENDING SECTIONS 50-60-104, 50-60-401, 50-60-402, AND  
 9 50-60-403, MCA."

10

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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13 **Section 1.** Section 50-60-104, MCA, is amended to read:

14 **"50-60-104. Inspection fees.** The department shall establish a schedule of fees and may collect  
 15 fees for the inspection of plans and specifications and for the inspection of buildings, factory-built buildings,  
 16 ~~recreational vehicles,~~ tramways, or any other facility or structure."

17

18 **Section 2.** Section 50-60-401, MCA, is amended to read:

19 **"50-60-401. Department to adopt rules for factory-built buildings ~~and recreational vehicles.~~** The  
 20 department may adopt by reference nationally recognized construction standards, in whole or in part, for  
 21 the construction of factory-built buildings, but this does not prevent the department from adopting rules  
 22 more stringent than those contained in ~~such the national standards, for the construction of factory-built~~  
 23 ~~buildings and recreational vehicles as defined in 50-60-104.~~"

24

25 **Section 3.** Section 50-60-402, MCA, is amended to read:

26 **"50-60-402. Factory-built buildings and recreational vehicles to comply with standards.** (1) ~~No A~~  
 27 person, firm, or corporation may not manufacture, sell, or offer for sale any new factory-built building ~~or~~  
 28 ~~recreational vehicle~~ unless such the factory-built building ~~or recreational vehicle,~~ and its components,  
 29 systems, and appliances have been constructed and assembled in accordance with the standards ~~herein~~  
 30 defined in this part.

1           (2) ~~Any A~~ factory-built building ~~or recreational vehicle unit which~~ that has been approved by the  
2 department ~~shall be deemed~~ is considered to be in full compliance with the standards and rules prescribed  
3 in parts 1 through 4.

4           (3) All factory-built buildings ~~or recreational vehicle units~~ thus approved by the department ~~shall~~  
5 ~~be~~ are acceptable as meeting the requirements of parts 1 through 4 throughout the state of Montana  
6 without further inspection or fees except for zoning, utility connections, and foundation permits required  
7 by local ordinance.

8           (4) A person, firm, or corporation may not manufacture, sell, or offer for sale a new recreational  
9 vehicle unless the vehicle has been constructed and assembled in accordance with the American national  
10 standards institute ANSI/A119.2 standard for recreational vehicles. The department is not responsible for  
11 enforcing the compliance of recreational vehicles with the ANSI/A119.2 standard as part of the state  
12 building code."

13

14           **Section 4.** Section 50-60-403, MCA, is amended to read:

15           **"50-60-403. Use of independent testing laboratories authorized.** The department may ~~utilize~~ use  
16 independent testing laboratories or the agencies of other states to determine if approved models of  
17 factory-built buildings ~~or recreational vehicles~~ are being constructed in accordance with the approved plans  
18 and specifications for ~~said~~ those models."

19

-END-