



Rep. Daniel V. Beiser

Filed: 3/24/2014

09800HB5938ham002

LRB098 18594 HLH 56778 a

1 AMENDMENT TO HOUSE BILL 5938

2 AMENDMENT NO. _____. Amend House Bill 5938 on page 2, line
3 6, after "if", by inserting "the wheels, axles, and towing
4 hitch are removed, and"; and

5 on page 2, line 9, after the period, by inserting "The
6 certification of a certified residential real estate
7 appraiser, a certified general real estate appraiser, a
8 licensed manufactured home installer, or a licensed
9 professional engineer that the home is affixed to a permanent
10 foundation shall establish conclusively that the home is
11 affixed to a permanent foundation."; and

12 on page 2, line 18, after "affixed", by inserting "to"; and

13 on page 2, line 19, by replacing "to" with "on"; and

14 on page 6, line 26, by deleting "and"; and

1 on page 7, by replacing line 6 with the following:

2 "property records, as provided in Section 5-25 of this Act;
3 and

4 (8) the certification of a certified residential real
5 estate appraiser, a certified general real estate
6 appraiser, a licensed manufactured home installer, or a
7 licensed professional engineer, as provided in Section 5-5
8 of this Act."; and

9 on page 11, immediately below line 7, by inserting the
10 following:

11 "15. The certification, pursuant to Section 5-5 of the
12 Conveyance and Encumbrance of Manufactured Homes as Real
13 Property and Severance Act, of a certified residential real
14 estate appraiser, a certified general real estate
15 appraiser, a licensed manufactured home installer, or a
16 licensed professional engineer that the home is affixed to
17 a permanent foundation is attached to this Affidavit."; and

18 on page 14, line 18, by replacing "5" with "5-25"; and

19 on page 14, immediately below line 20, by inserting the
20 following:

21 "A conclusive presumption shall arise that the averments of
22 the recorded affidavit of affixation establish that, for all

1 purposes, the manufactured home is real property."; and

2 by replacing everything from line 12 on page 15 through line 1
3 on page 16 with the following:

4 "Section 5-40. Exclusive procedure. The method of
5 converting a manufactured home to real property set forth in
6 Section 5-10 of this Act shall be exclusive, and shall supplant
7 the common law of fixtures as it relates to manufactured
8 homes."; and

9 on page 133, line 26, after "Code", by inserting ". The term
10 "manufactured home" does not include campers and recreational
11 vehicles".