

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Manufactured Home Quality Assurance Act is
5 amended by changing Sections 10, 15, 25, 60, and 65 as follows:

6 (430 ILCS 117/10)

7 Sec. 10. Definitions. In this Act:

8 "Department" means the Illinois Department of Public
9 Health.

10 "Licensed installer" means a person who has successfully
11 completed a manufactured home installation course approved by
12 the Department and paid the required fees.

13 "Manufactured home" and "mobile home" mean ~~means~~ a
14 "manufactured home", as defined in subdivision (53) of Section
15 9-102 of the Uniform Commercial Code. "Mobile home" means a
16 factory-assembled, completely integrated structure,
17 constructed on or before June 30, 1976, designed for permanent
18 habitation, with a permanent chassis, and so constructed as to
19 permit its transport, on wheels temporarily or permanently
20 attached to its frame, that is a movable or portable unit that
21 is constructed to be towed on its own chassis (comprised of
22 frame and wheels) from the place of its construction to the
23 location, or subsequent locations, at which it is connected to

1 utilities for year-round occupancy for use as a permanent
2 habitation, and designed to be used as a dwelling with or
3 without a permanent foundation and situated so as to permit its
4 occupancy as a dwelling place for one or more persons. The
5 terms "manufactured home" and "mobile home" shall include units
6 otherwise meeting their respective definitions containing
7 parts that may be folded, collapsed, or telescoped when being
8 towed and that may be expected to provide additional cubic
9 capacity, and that are designed to be joined into one integral
10 unit capable of being separated again into the components for
11 repeated towing. The terms "manufactured home" and "mobile
12 home" exclude campers and recreational vehicles.

13 "Manufacturer" means a manufacturer of a manufactured
14 home, whether the manufacturer is located within or outside of
15 the State of Illinois.

16 "Mobile home" or "manufactured home" does not include a
17 modular home.

18 "Mobile home park" means a tract of land or 2 contiguous
19 tracts of land that contain sites with the necessary utilities
20 for 5 or more mobile homes or manufactured homes. A mobile home
21 park may be operated either free of charge or for revenue
22 purposes.

23 (Source: P.A. 98-749, eff. 7-16-14.)

24 (430 ILCS 117/15)

25 Sec. 15. Enforcement of setup standards. The Department is

1 responsible for enforcing setup standards mandated by the
2 United States Department of Housing and Urban Development as
3 set forth in manufacturers' specifications pursuant to Section
4 3285.2(a) of Title 24 of the Code of Federal Regulations, 24
5 C.F.R. 3285.2(a). In the absence of manufacturer's
6 specifications, the Department must provide installation
7 standards.

8 (Source: P.A. 92-410, eff. 1-1-02.)

9 (430 ILCS 117/25)

10 Sec. 25. Installation of home; installer's license; fees;
11 display of license. All manufactured homes ~~installed after~~
12 ~~December 31, 2001~~ shall be installed under the immediate onsite
13 supervision of a licensed manufactured home installer. The fee
14 for the issuance and renewal of an installer's license is \$150
15 per year. In addition, a fee of \$50 shall ~~\$25 must~~ be paid by
16 the licensed installer responsible for the installation for
17 each manufactured home installed as evidenced by the installers
18 affixing of a Department-issued seal to the home and filing of
19 an installation certificate with the Department. A licensed
20 installer shall ~~must~~ provide proof of licensing at the
21 installation site at all times during the installation. The
22 licensed installer responsible for the installation shall ~~must~~
23 disclose the place of manufactured home delivery and the name
24 of the buyer to the Department. When the Department is required
25 to inspect the installation of a manufactured home, a fee of

1 \$395 shall be paid to the Department by the installer for each
2 inspection made. When a Department-approved third party
3 inspects the installation of a manufactured home, the installer
4 shall pay an inspection fee not to exceed \$395 to the person
5 performing the inspection. A report of the installation
6 inspection shall be made in a manner prescribed by the
7 Department. The Department shall by rule establish the
8 qualifications and manner in which third parties may be
9 approved to inspect manufactured housing inspections.

10 (Source: P.A. 92-410, eff. 1-1-02.)

11 (430 ILCS 117/60)

12 Sec. 60. Exclusive State power or function. It is declared
13 to be the public policy of this State, pursuant to paragraph
14 (h) of Section 6 of Article VII of the Illinois Constitution of
15 1970, that any power or function set forth in this Act to be
16 exercised by the State is an exclusive State power or function.
17 Such power or function shall not be exercised concurrently,
18 either directly or indirectly, by any unit of local government
19 to which this Act applies, including home rule units, except as
20 otherwise provided in this Act.

21 The Department may adopt all rules necessary to implement
22 this Act. Such rules shall provide for the Department to
23 inspect manufactured home installations, require correction of
24 violations, and perform other duties mandated by the United
25 States Department of Housing and Urban Development pursuant to

1 Section 3286.803 of Title 24 of the Code of Federal
2 Regulations, 24 C.F.R. 3286.803. The Department may require and
3 approve non-governmental inspectors or inspection agencies,
4 provided the Department shall at all times exercise supervisory
5 control over such inspectors or agencies to insure effective
6 and uniform enforcement consistent with the rules adopted by
7 the Department.

8 (Source: P.A. 92-410, eff. 1-1-02.)

9 (430 ILCS 117/65)

10 Sec. 65. Applicability. This Act does not apply to home
11 rule municipalities with a population in excess of 1,000,000 so
12 long as exempt municipalities adopt rules to inspect
13 manufactured home installations, require correction of
14 violations, and perform other duties mandated by the United
15 States Department of Housing and Urban Development pursuant to
16 Section 3286.803 of Title 24 of the Code of Federal
17 Regulations, 24 C.F.R. 3286.803. Exempt municipalities may
18 require and approve non-governmental inspectors or inspection
19 agencies, provided the exempt municipalities shall at all times
20 exercise supervisory control over such inspectors or agencies
21 to insure effective and uniform enforcement consistent with the
22 rules adopted by the exempt municipalities.

23 (Source: P.A. 92-410, eff. 1-1-02.)

24 Section 99. Effective date. This Act takes effect upon
25 becoming law.

1 INDEX

2 Statutes amended in order of appearance

3 430 ILCS 117/10

4 430 ILCS 117/15

5 430 ILCS 117/25

6 430 ILCS 117/60

7 430 ILCS 117/65