



1997 ASSEMBLY BILL 519

September 16, 1997 - Introduced by Representatives NASS, LADWIG, HASENOHRL, SERATTI, FREESE, WARD, DOBYNS, GOETSCH, AINSWORTH, KELSO, OLSEN, GREEN, SCHAFER and VRAKAS, cosponsored by Senators FITZGERALD, ROESSLER, SHIBILSKI, HUELSMAN and RUDE. Referred to Joint survey committee on Tax Exemptions.

1 **AN ACT to repeal** 66.058 (1) (a), 66.058 (1) (f), 101.90, 101.91 (2) (b), 101.92 (1),
2 101.92 (5), 101.92 (6), 101.93, 101.94 (3), 101.94 (4), 101.94 (5), 101.96, 218.10
3 (8), 218.101 (1), 218.14, 218.16, 218.165 and 218.17 (1); **to renumber and**
4 **amend** 16.366 (1), 218.10 (1), 218.10 (3), 218.10 (4), 218.10 (6) and 218.101 (2);
5 **to consolidate, renumber and amend** 101.91 (2) (intro.) and (a); **to amend**
6 16.366 (title), 16.366 (2) (a), 16.366 (2) (d), 16.366 (2m), 20.505 (7) (jf), 20.505
7 (7) (ji), 30.40 (6), 30.44 (1) (title), 30.44 (1) (b) 2., 30.44 (1) (b) 3., 30.44 (1) (b) 5.,
8 30.44 (1) (c) 1., 30.44 (1) (c) 2., 30.44 (1) (e), 30.44 (1) (g) (intro.), 30.44 (1) (g) 2.,
9 32.19 (4) (a) (intro.), 32.19 (4) (a) 1m., 45.356 (2), 45.71 (12) (intro.), 45.76 (1)
10 (a) 1., 45.79 (3) (a) 2., 49.47 (4) (b) 1., 59.69 (4) (d), 66.058 (title), 66.058 (1) (b),
11 66.058 (1) (c), 66.058 (1) (d), 66.058 (1) (e), 66.058 (1) (g), 66.058 (1) (i), 66.058
12 (1) (j), 66.058 (2) (a), 66.058 (2) (b), 66.058 (2) (c), 66.058 (2) (d), 66.058 (3) (title),
13 66.058 (3) (a), 66.058 (3) (c) 1. (intro.), a., c. and d., 66.058 (3) (c) 2., 66.058 (3)
14 (c) 5. and 6., 66.058 (3) (c) 7., 66.058 (3) (c) 8., 66.058 (3) (d), 66.058 (3) (e), 66.058

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1 (3m), 66.058 (4) (intro.), 66.058 (4) (b), 66.058 (5), 66.058 (8), 66.0585, 66.069
2 (1) (b), 66.071 (1) (e), 70.043 (title), 70.043 (1), 70.043 (2), 70.111 (19) (title),
3 70.111 (19) (b), 70.112 (7), 71.07 (9) (a) 3., 71.07 (9) (a) 4., 71.52 (2), 71.52 (7),
4 77.51 (4) (b) 6., 77.51 (13) (am), 77.51 (15) (b) 5., 77.52 (2) (a) 1., 77.53 (17), 77.53
5 (18), 77.54 (7) (b) (intro.), 77.54 (31), 77.54 (36), 77.61 (1) (a), 77.61 (1) (c), 77.71
6 (4), 77.78, 77.785 (2), 79.03 (3) (b) 4. a., 101.125 (1) (a), 101.19 (1) (e), 101.91
7 (intro.), 101.91 (3), 101.92 (3), 101.92 (4), 101.92 (7), 101.92 (8), 101.94 (2),
8 101.94 (6), 101.94 (7), 101.95, 106.04 (1m) (L), 138.052 (1) (b), 138.056 (1) (b),
9 138.056 (1) (c), 138.056 (1) (d), 138.056 (3) (a), 214.485 (10), 215.205 (1),
10 subchapter VI (title) of chapter 218 [precedes 218.10], 218.10 (2), 218.10 (5),
11 218.10 (7), 218.10 (8m), 218.10 (9), 218.11 (title), 218.11 (1), 218.11 (6) (n),
12 218.12 (title), 218.12 (1), 218.12 (2) (a), 218.12 (5), 218.12 (6), 218.15, 218.17 (3),
13 227.43 (1) (bg), 234.622 (7), 285.01 (9m), 340.01 (11) (intro.), 340.01 (14), 340.01
14 (18m), 340.01 (28), 340.01 (29), 340.01 (33m), 340.01 (57), 340.01 (71), 340.01
15 (72) (a), 341.04 (1), 341.05 (14m), 341.25 (1) (intro.), 341.25 (1) (i), 341.47 (1)
16 (intro.), 341.51 (1), 341.51 (2), 341.53, 341.62, 342.18 (4) (a), 342.18 (4) (b),
17 342.22 (3) (a), 342.30 (2), 342.40 (1), 342.40 (3) (a), 343.055 (1) (d), 346.94 (8),
18 346.94 (8m) (title), 346.94 (8m) (a), 346.94 (8m) (b), 347.13 (1), 347.14 (1), 347.15
19 (1), 347.15 (2), 347.35 (4), 347.45 (1), 347.47 (title), 347.47 (2), 347.47 (3), 347.47
20 (4), 348.05 (2) (i), 348.06 (1), 348.07 (2) (c), 348.07 (3) (a), 348.10 (5) (a), 348.10
21 (5) (c), 348.25 (6), 348.26 (4), 348.27 (7), 348.27 (7m), 349.03 (2), 422.201 (12m),
22 422.202 (2) (intro.), 422.209 (6m), 422.402 (5) (intro.), 422.402 (5) (b), 422.413
23 (2g) (intro.), 424.301 (1) (b) 1., 707.02 (4), 710.15 (title), 710.15 (1) (a), 710.15
24 (1) (b), 710.15 (1) (c), 710.15 (1) (d), 710.15 (1) (e), 710.15 (1) (f), 710.15 (1m),
25 710.15 (2), 710.15 (3), 710.15 (4), 710.15 (4m), 710.15 (5m) (intro.), 710.15 (5m)

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1 (e), 710.15 (5m) (em), 710.15 (5m) (h), 779.85 (6), 852.09 (2), 941.20 (1) (d),
2 943.10 (1) (e) and 990.01 (14); and **to create** 16.366 (1g), subchapter X of
3 chapter 16 [precedes 16.995], 30.40 (5), 45.71 (11), 45.71 (14m), 66.058 (1) (cg),
4 340.01 (27m), 340.01 (48r), 340.01 (72r), 710.15 (1) (am) and 943.10 (1) (am) of
5 the statutes; **relating to:** the definition and regulation of mobile homes and
6 manufactured homes, granting rule-making authority and providing a
7 penalty.

Analysis by the Legislative Reference Bureau

This bill makes changes in current law concerning the definition and regulation of mobile homes and manufactured homes. The bill includes the following changes:

Definitions of mobile home and manufactured home

Current law provides several different definitions of the term “mobile home” and of the term “manufactured home”. Also, current law often uses “mobile home” as a general term that includes “manufactured home”. Because of changes in the mid-1970s in federal laws that define and regulate mobile and manufactured homes, only manufactured homes as defined under current federal law are being constructed today. By doing the following, this bill creates a single definition for “mobile home” and a single definition for “manufactured home”:

1. The bill establishes the definition of “mobile home” that is used in the statute governing manufacture of mobile and manufactured homes as the single definition of “mobile home” in the statutes. Thus, for all purposes under the statutes a mobile home is a vehicle manufactured or assembled before June 15, 1976, that has an overall length of more than 45 feet, that is designed to be towed as a single unit or in sections on a highway by a motor vehicle, that has walls of rigid noncollapsible construction and that is equipped and used, or intended to be used, primarily for human habitation. Under the bill, “mobile home” includes the mobile home structure, its plumbing, heating, air conditioning and electrical systems, and all appliances and all other equipment carrying a manufacturer’s warranty.

2. The bill establishes as the single definition of “manufactured home” in the statutes a definition that refers to the federal standards for manufactured homes. Thus, for all purposes under the statutes a manufactured home is a structure designed to be used as a dwelling, either with or without a permanent foundation, that complies with the federal standards established for manufactured homes.

In addition to establishing a single definition for mobile home and for manufactured home, the bill makes the use of these terms consistent with the definitions by doing the following:

1. The bill inserts references to “manufactured home” in places in current law that refer only to “mobile home” if the current use of “mobile home” is general and

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meant to include manufactured homes. For example, the bill inserts references to “manufactured home” in the statutes governing mobile and manufactured home parks. The bill also inserts references to “manufactured home” in the statutes governing the treatment, for property and other tax purposes, of mobile and manufactured homes as either improvements to real property or as personal property.

2. The bill changes references to “mobile home” to be references to “manufactured home” in statutes that pertain only to structures that are newly constructed, since under federal law only manufactured homes are now being constructed. For example, the bill changes “mobile home” to “manufactured home” in statutes governing the licensure and regulation of manufactured home dealers by the department of administration (DOA).

In addition, under current law “mobile home” is sometimes used to refer to structures used primarily as temporary living quarters for recreational, camping, travel or seasonal purposes. This bill creates a single definition for “recreational vehicle” and a single definition for “travel trailer” and uses these terms in place of “mobile home” where “mobile home” is used to refer to structures used primarily as temporary living quarters for recreational, camping, travel or seasonal purposes. For example, the bill changes “mobile home” to “recreational vehicle” in statutes governing the licensure and regulation of recreational vehicle dealers by the department of transportation.

Regulation of mobile and manufactured home parks

Under current law, mobile and manufactured home parks are regulated by DOA and by the municipality in which the park is located. A mobile and manufactured home park is any plot of ground upon which 2 or more mobile or manufactured home units that are occupied for dwelling purposes are located. This bill increases from 2 to 3 the number of mobile or manufactured home units that must be located on a plot of ground before the ground is considered to be a mobile or manufactured home park subject to regulation by DOA and the municipality in which the park is located.

Regulation of manufacturers of manufactured homes

Under current law, manufacturers of manufactured homes are regulated by the department of commerce, which is responsible for licensing all manufacturers desiring to sell or distribute for sale manufactured homes in this state. In addition, under current law the department of commerce is required to do all of the following:

1. Adopt, administer and enforce rules for the safe and sanitary design and construction of manufactured homes that are manufactured, distributed, sold or offered for sale in this state, including rules relating to plumbing in the design and construction of manufactured homes. The department’s rules may establish standards that are in addition to any standards established by the secretary of housing and urban development under the federal statutes regulating manufactured homes.

2. Review typical construction plans and specifications that manufacturers are required to submit to the department for approval, including plans and specifications of plumbing systems used in manufactured homes.

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3. Inspect manufacturing facilities, processes, fabrication and assembly of manufactured homes to ensure compliance with the rules promulgated by the department relating to the manufacture of manufactured homes.

4. Issue a label for display on a manufactured home that indicates that the manufactured home meets the requirements of the statutes and rules.

5. Establish standards for certification of inspection and testing agencies that inspect manufacturing facilities, processes, fabrication and assembly of manufactured homes and plumbing systems in manufactured homes and that issue labels of approval.

This bill eliminates the requirements that the department of commerce perform the duties listed in items 1, 2, 4 and 5.

In addition, under current law the department of commerce must appoint a 5-member advisory committee to review the rules and standards for manufactured homes and recommend to the department changes to those rules and standards. This bill eliminates the requirement that the department appoint such an advisory committee.

Other

This bill will be referred to the joint survey committee on tax exemptions for a detailed analysis, which will be printed as an appendix to this bill.

For further information see the ***state and local*** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 16.366 (title) of the statutes is amended to read:

2 **16.366** (title) **Mobile Manufactured and mobile home park regulation.**

3 **SECTION 2.** 16.366 (1) of the statutes is renumbered 16.366 (1r) and amended
4 to read:

5 16.366 (1r) The department shall license and regulate ~~mobile home~~ parks. The
6 department may investigate ~~mobile home~~ parks and, with notice, may enter and
7 inspect private property.

8 **SECTION 3.** 16.366 (1g) of the statutes is created to read:

9 16.366 (1g) In this section:

10 (a) "Manufactured home" has the meaning given in s. 101.91 (2).

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1 (b) "Mobile home" has the meaning given in s. 101.91 (1).

2 (c) "Park" means a manufactured and mobile home park, as defined in s. 66.058

3 (1) (e).

4 **SECTION 4.** 16.366 (2) (a) of the statutes is amended to read:

5 16.366 (2) (a) The department or a village, city or county granted agent status
6 under par. (e) shall issue permits to and regulate ~~mobile home~~ parks. No person,
7 state or local government who has not been issued a permit under this subsection
8 may conduct, maintain, manage or operate a ~~mobile home~~ park.

9 **SECTION 5.** 16.366 (2) (d) of the statutes is amended to read:

10 16.366 (2) (d) A permit may not be issued under this subsection until all
11 applicable fees have been paid. If the payment is by check or other draft drawn upon
12 an account containing insufficient funds, the permit applicant shall, within 15 days
13 after receipt of notice from the department of the insufficiency, pay by cashier's check
14 or other certified draft, money order or cash the fees from the department, late fees
15 and processing charges that are specified by rules promulgated by the department.
16 If the permit applicant fails to pay all applicable fees, late fees and the processing
17 charges within 15 days after the applicant receives notice of the insufficiency, the
18 permit is void. In an appeal concerning voiding of a permit under this paragraph,
19 the burden is on the permit applicant to show that the entire applicable fees, late fees
20 and processing charges have been paid. During any appeal process concerning a
21 payment dispute, operation of the ~~mobile home~~ park in question is considered to be
22 operation without a permit.

23 **SECTION 6.** 16.366 (2m) of the statutes is amended to read:

24 16.366 (2m) (a) The department shall inspect a ~~mobile home~~ park in the
25 following situations:

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1 purposes, if the transfer is an occasional sale and is not part of the business of the
2 transferor.

3 (2) "Delivery date" means the date on which a manufactured home or mobile
4 home is physically delivered to the site chosen by the owner.

5 (3) "License period" means the period during which a license issued under s.
6 16.996 or 16.997 is effective, as established by the licensor under s. 16.996 (2) (b) 1.
7 or 16.997 (2) (b) 1.

8 (4) "Licensor" means the division of housing in the department.

9 (5) "Manufactured home" has the meaning given in s. 101.91 (2).

10 (6) "Manufacturer" means any person within or without this state who
11 manufactures or assembles manufactured homes for sale in this state.

12 (7) "Mobile home" has the meaning given in s. 101.91 (1).

13 (8) "New home" means a manufactured home that has never been occupied,
14 used or sold for personal or business use.

15 (9) "Owner" means any person or lessee thereof who purchases a manufactured
16 home or mobile home primarily for use for personal, family or household purposes.

17 (10) "Salesperson" means any person who is employed by a manufacturer or
18 dealer to sell or lease manufactured homes or mobile homes.

19 (11) "Used home" means a manufactured home or mobile home that has
20 previously been occupied, used or sold for personal or business use.

21 **16.996 Dealers regulated.** (1) No person may engage in the business of
22 selling manufactured homes or mobile homes to the ultimate consumer or to the
23 retail market in this state unless first licensed to do so by the licensor.

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1 **(2)** (a) Application for a license and renewal license shall be made to the
2 licensor on forms prescribed and furnished by the licensor and shall be accompanied
3 by the license fee required under par. (c) or (d).

4 (b) 1. The licensor shall promulgate rules establishing the license period under
5 this section.

6 2. The licensor may promulgate rules establishing a uniform expiration date
7 for all licenses issued under this section.

8 (c) Except as provided in par. (d), the fee for a license issued under this section
9 equals \$50 multiplied by the number of years in the license period. The fee shall be
10 prorated if the license period is not evenly divisible into years.

11 (d) If the licensor issues a license under this section during the license period,
12 the fee for the license shall equal \$50 multiplied by the number of calendar years,
13 including parts of calendar years, during which the license remains in effect. A fee
14 determined under this paragraph may not exceed the license fee for the entire license
15 period under par. (c).

16 **(3)** The licensor shall issue a license only to persons whose character, fitness
17 and financial ability, in the opinion of the licensor, are such as to justify the belief that
18 they can and will deal with and serve the buying public fairly and honestly, will
19 maintain a permanent office and place of business and an adequate service and parts
20 department during the license period, and will abide by the provisions of this
21 subchapter, rules promulgated under this subchapter and orders issued under this
22 subchapter.

23 **(5)** A licensee shall conduct the licensed business continuously during the
24 license period.

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1 **(5m)** Any person who violates any provision of this section shall be fined not
2 less than \$25 nor more than \$100 for each offense.

3 **(6)** The licensor may deny, suspend or revoke a license on the following
4 grounds:

5 (a) Proof of unfitness.

6 (b) Material misstatement in the application for a license.

7 (c) Filing a materially false or fraudulent income or franchise tax return as
8 certified by the department of revenue.

9 (d) Wilful failure to comply with any provision of this section or any rule
10 promulgated by the licensor under this section.

11 (e) Wilfully defrauding any retail buyer to the buyer's damage.

12 (f) Wilful failure to perform any written agreement with any retail buyer.

13 (g) Failure or refusal to furnish and keep in force any bond required.

14 (h) Having made a fraudulent sale, transaction or repossession.

15 (i) Fraudulent misrepresentation, circumvention or concealment through
16 whatsoever subterfuge or device of any of the material particulars or the nature
17 thereof required under this section to be stated or furnished to the retail buyer.

18 (j) Employment of fraudulent devices, methods or practices in connection with
19 compliance with the statutes with respect to the retaking of goods under retail
20 instalment contracts and the redemption and resale of such goods.

21 (k) Having indulged in any unconscionable practice relating to said business.

22 (m) Having sold a retail instalment contract to a sales finance company not
23 licensed under this section.

24 (n) Having violated any law relating to the sale, distribution or financing of
25 manufactured homes or mobile homes.

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1 (7) (a) The licensor may, without notice, deny the application for a license
2 within 60 days after receipt thereof by written notice to the applicant, stating the
3 grounds for such denial. Within 30 days after receiving the notice, the applicant may
4 petition the department to conduct a hearing to review the denial, and a hearing
5 shall be scheduled with reasonable promptness.

6 (b) No license may be suspended or revoked except after a hearing thereon. The
7 licensor shall give the licensee at least 5 days' notice of the time and place of the
8 hearing. Following the hearing, an order suspending or revoking the license shall
9 not be effective until after 10 days' written notice to the licensee of the suspension
10 or revocation, except that the licensor, when in its opinion the best interest of the
11 public or the trade demands it, may suspend a license upon not less than 24 hours'
12 notice of hearing and with not less than 24 hours' notice of the suspension of the
13 license. Matters involving suspensions and revocations brought before the licensor
14 shall be heard and decided upon by the department.

15 (c) The licensor may inspect the pertinent books, records, letters and contracts
16 of a licensee. The actual cost of each inspection shall be paid by the licensee within
17 30 days after demand therefor by the licensor, and the licensor may maintain an
18 action for the recovery of the costs in any court of competent jurisdiction.

19 **16.997 Salespersons regulated.** (1) No person may engage in the business
20 of selling manufactured homes or mobile homes to the ultimate consumer or to the
21 retail market in this state without a license therefor from the licensor. If a dealer acts
22 as a salesperson, the dealer shall secure a salesperson's license in addition to a
23 dealer's license under s. 16.996.

24 (2) (a) Application for a salesperson's license and renewal license shall be made
25 to the licensor on forms prescribed and furnished by the licensor and shall be

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1 accompanied by the license fee required under par. (c) or (d). The application shall
2 require such pertinent information as the licensor requires.

3 (b) 1. The licensor shall promulgate rules establishing the license period under
4 this section.

5 2. The licensor may promulgate rules establishing a uniform expiration date
6 for all licenses issued under this section.

7 (c) Except as provided in par. (d), the fee for a license issued under this section
8 equals \$4 multiplied by the number of years in the license period. The fee shall be
9 prorated if the license period is not evenly divisible into years.

10 (d) If the licensor issues a license under this section during the license period,
11 the fee for the license shall equal \$4 multiplied by the number of calendar years,
12 including parts of calendar years, during which the license remains in effect. A fee
13 determined under this paragraph may not exceed the license fee for the entire license
14 period under par. (c).

15 (3) Every licensee shall carry his or her license when engaged in his or her
16 business and display the license upon request. The license shall name his or her
17 employer, and in case of a change of employer, the salesperson shall immediately
18 mail his or her license to the licensor who shall, without charge, endorse the change
19 on the license and immediately return the license to the salesperson.

20 (5) Section 16.996 (6) as it applies to the denial, suspension and revocation of
21 a dealer's license applies to the denial, suspension and revocation of a salesperson's
22 license so far as applicable.

23 (6) Any person aggrieved by a decision of the licensor may have a review of the
24 decision as provided in ch. 227.

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1 **16.998 Warranty and disclosure.** (1) A one-year written warranty is
2 required for every new home sold or leased by a manufacturer, dealer or salesperson
3 in this state, and for every new home sold by any person who induces a resident of
4 the state to enter into the transaction by personal solicitation in this state or by mail
5 or telephone solicitation directed to the particular customer in this state. The
6 warranty shall contain the following terms:

7 (a) That the new home meets those standards prescribed by law or
8 administrative rule of the department or of the department of commerce, which are
9 in effect at the time of its manufacture.

10 (b) That the new home is free from defects in material and workmanship and
11 is reasonably fit for human habitation if it receives reasonable care and maintenance
12 as defined by rule of the department.

13 (c) 1. That the new home manufacturer and dealer shall take corrective action
14 for defects which become evident within one year after the delivery date and as to
15 which the new home owner has given notice to the manufacturer or dealer not later
16 than one year and 10 days after the delivery date and at the address set forth in the
17 warranty; and that the new home manufacturer and dealer shall make the
18 appropriate adjustments and repairs, within 30 days after notification of the defect,
19 at the site of the new home without charge to the new home owner. If the dealer
20 makes the adjustment, the manufacturer shall fully reimburse the dealer.

21 2. If a repair, replacement, substitution or alteration is made under the
22 warranty and it is discovered, before or after expiration of the warranty period, that
23 the repair, replacement, substitution or alteration has not restored the new home to
24 the condition in which it was warranted except for reasonable wear and tear, such
25 failure shall be deemed a violation of the warranty and the new home shall be

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1 restored to the condition in which it was warranted to be at the time of the sale except
2 for reasonable wear and tear, at no cost to the purchaser or the purchaser's assignee
3 notwithstanding that the additional repair may occur after the expiration of the
4 warranty period.

5 (d) That if during any period of time after notification of a defect, the new home
6 is uninhabitable, as defined by rule of the department, that period of time shall not
7 be considered part of the one-year warranty period.

8 (e) A list of all parts and equipment not covered by the warranty.

9 (2) Action by a lessee to enforce the lessee's rights under this subchapter shall
10 not be grounds for termination of the rental agreement.

11 (3) The warranty required under this section shall apply to the manufacturer
12 of the new home as well as to the dealer who sells or leases the new home to the
13 customer, and shall be in addition to any other rights and privileges that the
14 customer may have under any instrument or law. The waiver of any remedies under
15 any law and the waiver, exclusion, modification or limitation of any warranty,
16 express or implied, including the implied warranty of merchantability and fitness for
17 a particular purpose, is expressly prohibited. Any such waiver is unenforceable and
18 void.

19 (4) The transfer of a new home from one owner or lessee to another during the
20 effective period of the warranty does not terminate the warranty, and subsequent
21 owners or lessees shall be entitled to the full protection of the warranty for the
22 duration of the warranty period as if the original owner or lessee had not transferred
23 the new home.

24 **16.999 Sale or lease of used manufactured homes or mobile homes.** In
25 the sale or lease of any used manufactured home or mobile home, the sales invoice

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1 or lease agreement shall contain the point of manufacture of the used manufactured
2 home or mobile home, the name of the manufacturer and the name and address of
3 the previous owner.

4 **16.9992 Rules.** The department of administration shall promulgate rules and
5 establish standards necessary to carry out the purposes of ss.16.998 and 16.999.

6 **16.9995 Jurisdiction and venue over out-of-state manufacturers. (1)**
7 The importation of a new home for sale in this state by an out-of-state manufacturer
8 is deemed an irrevocable appointment by that manufacturer of the department of
9 financial institutions to be that manufacturer's true and lawful attorney upon whom
10 may be served all legal processes in any action or proceeding against such
11 manufacturer arising out of the importation of such new home into this state.

12 **(2)** The department of financial institutions upon whom processes and notices
13 may be served under this section shall, upon being served with such process or notice,
14 mail a copy by registered mail to the out-of-state manufacturer at the nonresident
15 address given in the papers so served. The original shall be returned with proper
16 certificate of service attached for filing in court as proof of service. The service fee
17 shall be \$4 for each defendant so served. The department of financial institutions
18 shall keep a record of all such processes and notices, which record shall show the day
19 and hour of service.

20 **16.9997 Penalties. (1)** Any person who violates ss.16.998 to 16.9992, or any
21 rule promulgated under ss. 16.998 to 16.9992, may be fined not more than \$1,000 or
22 imprisoned for not more than 6 months or both.

23 **(2)** In any court action brought by the licensor for violations of this subchapter,
24 the licensor may recover all costs of testing and investigation, in addition to costs
25 otherwise recoverable, if it prevails in the action.

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1 **(3)** Nothing in this subchapter prohibits the bringing of a civil action against
2 a manufacturer, dealer or salesperson by an aggrieved customer. If judgment is
3 rendered for the customer based on an act or omission by the manufacturer, dealer
4 or salesperson, which constituted a violation of this subchapter, the plaintiff shall
5 recover actual and proper attorney fees in addition to costs otherwise recoverable.

6 **SECTION 8.** 20.505 (7) (jf) of the statutes is amended to read:

7 20.505 **(7)** (jf) (title) *Mobile Manufactured and mobile home parks*. The
8 amounts in the schedule for the licensing and regulation of manufactured and mobile
9 home parks under s. 16.366. All moneys received under s. 16.366 shall be credited
10 to this appropriation.

11 **SECTION 9.** 20.505 (7) (ji) of the statutes is amended to read:

12 20.505 **(7)** (ji) (title) *Regulation of manufactured home and mobile home dealers*
13 *and salespersons*. The amounts in the schedule for the regulation of manufactured
14 home and mobile home dealers and salespersons under subch. VI X of ch. 218 16. All
15 moneys received under subch. VI X of ch. 218 16 shall be credited to this
16 appropriation.

17 **SECTION 10.** 30.40 (5) of the statutes is created to read:

18 30.40 **(5)** “Manufactured home” has the meaning given in s. 101.91 (2).

19 **SECTION 11.** 30.40 (6) of the statutes is amended to read:

20 30.40 **(6)** “Mobile home” ~~means a prefabricated unit with walls of rigid~~
21 ~~construction that is designed to be towed as a single unit or in sections upon a~~
22 ~~highway by a motor vehicle and that is used or is intended to be used for human~~
23 ~~habitation~~ has the meaning given in s. 101.91 (1).

24 **SECTION 12.** 30.44 (1) (title) of the statutes is amended to read:

25 30.44 **(1)** (title) STRUCTURES; MANUFACTURED HOMES AND MOBILE HOMES.

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1 **SECTION 13.** 30.44 (1) (b) 2. of the statutes is amended to read:

2 30.44 (1) (b) 2. Placement or replacement of a manufactured home or mobile
3 home.

4 **SECTION 14.** 30.44 (1) (b) 3. of the statutes is amended to read:

5 30.44 (1) (b) 3. Modification of a structure ~~or a~~, manufactured home or mobile
6 home.

7 **SECTION 15.** 30.44 (1) (b) 5. of the statutes is amended to read:

8 30.44 (1) (b) 5. Repair of a manufactured home or mobile home unless exempt
9 under par. (g).

10 **SECTION 16.** 30.44 (1) (c) 1. of the statutes is amended to read:

11 30.44 (1) (c) 1. Sufficient vegetation exists on the land to allow the structure
12 ~~or~~, manufactured home or mobile home to be visually inconspicuous.

13 **SECTION 17.** 30.44 (1) (c) 2. of the statutes is amended to read:

14 30.44 (1) (c) 2. The structure ~~or~~, manufactured home or mobile home shall not
15 be higher than the surrounding vegetation during the time when the leaves are on
16 the deciduous trees.

17 **SECTION 18.** 30.44 (1) (e) of the statutes is amended to read:

18 30.44 (1) (e) The height of the structure ~~or~~, manufactured home or mobile home
19 shall not result in its being visible from the river.

20 **SECTION 19.** 30.44 (1) (g) (intro.) of the statutes is amended to read:

21 30.44 (1) (g) (intro.) Paragraphs (b) to (f) do not apply to the repair of a damaged
22 structure ~~or~~, manufactured home or mobile home or to the reconstruction of a
23 destroyed structure if all of the following apply:

24 **SECTION 20.** 30.44 (1) (g) 2. of the statutes is amended to read:

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1 30.44 (1) (g) 2. The repaired manufactured home or mobile home or the
2 repaired or reconstructed structure will not be larger in size or more visible from the
3 river than it was immediately before it was damaged or destroyed.

4 **SECTION 21.** 32.19 (4) (a) (intro.) of the statutes is amended to read:

5 32.19 (4) (a) *Owner-occupants.* (intro.) In addition to amounts otherwise
6 authorized by this subchapter, the condemnor shall make a payment, not to exceed
7 \$25,000, to any displaced person who is displaced from a dwelling actually owned
8 and occupied, or from a mobile home or manufactured home site actually owned or
9 occupied, by the displaced person for not less than 180 days prior to the initiation of
10 negotiations for the acquisition of the property. For the purposes of this paragraph,
11 a nonprofit corporation organized under ch. 181 may, if otherwise eligible, be
12 considered a displaced owner. A displaced owner may elect to receive the payment
13 under par. (b) 1. in lieu of the payment under this paragraph. Such payment
14 includes only the following:

15 **SECTION 22.** 32.19 (4) (a) 1m. of the statutes is amended to read:

16 32.19 (4) (a) 1m. In the case of a person displaced from a mobile home or
17 manufactured home site who meets one of the conditions under subd. 1m. a., b. or c.,
18 the amount, if any, which when added to the trade-in or salvage value of the mobile
19 home or manufactured home equals the reasonable cost of a comparable mobile home
20 or manufactured home which is decent, safe and sanitary, plus an amount equal to
21 48 times the difference between the monthly rent being paid for the site on which the
22 mobile home or manufactured home is located and the monthly rent for a comparable
23 mobile home or manufactured home site or the amount necessary to enable the
24 displaced person to make a down payment on the purchase of a comparable mobile
25 home or manufactured home site. If a comparable mobile home or manufactured

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1 home dwelling is not available, the replacement housing payment shall be calculated
2 on the basis of the next highest type of mobile home, manufactured home or a
3 conventional dwelling that is available and meets the requirements and standards
4 for a comparable dwelling. The owner of a mobile home or manufactured home shall
5 be eligible for payments under this subdivision if one of the following conditions is
6 met:

7 a. The mobile home or manufactured home is not considered to be a decent, safe
8 and sanitary dwelling unit.

9 b. The structural condition of the mobile home or manufactured home is such
10 that it cannot be moved without substantial damage or unreasonable cost.

11 c. There are no adequate or available replacement sites to which the mobile
12 home or manufactured home can be moved.

13 **SECTION 23.** 45.356 (2) of the statutes is amended to read:

14 45.356 (2) The department may lend a veteran not more than \$15,000 for the
15 purchase of a mobile home, manufactured home, recreational vehicle, business or
16 business property, the repair of or addition to his or her home or business property,
17 the construction of a garage, the education of the veteran or his or her spouse or
18 children, the payment of medical or funeral expenses or the consolidation of debt.
19 The department may prescribe loan conditions, but the term of the loan may not
20 exceed 10 years.

21 **SECTION 24.** 45.71 (11) of the statutes is created to read:

22 45.71 (11) "Manufactured home" means a manufactured home, as defined in
23 s. 101.91 (2), which:

24 (a) Is used as the veteran's principal place of residence; and

25 (b) Meets or exceeds the statutory size under s. 348.07 (2).

ASSEMBLY BILL 519**SECTION 25**

1 **SECTION 25.** 45.71 (12) (intro.) of the statutes is amended to read:

2 45.71 **(12)** (intro.) “Mobile home” means a mobile home, as defined under s.
3 ~~340.01 (29)~~ 101.91 (1), which:

4 **SECTION 26.** 45.71 (14m) of the statutes is created to read:

5 45.71 **(14m)** “Recreational vehicle” has the meaning given in s. 218.10 (8m).

6 **SECTION 27.** 45.76 (1) (a) 1. of the statutes is amended to read:

7 45.76 **(1)** (a) 1. A mobile or manufactured home or recreational vehicle or real
8 property on which a mobile or manufactured home or recreational vehicle is to be
9 situated, but only if the veteran has available and applies on the total cost of the
10 property, an amount equivalent to at least 15% of the total cost. This 15%
11 requirement does not apply to a person who qualifies under s. 45.745.

12 **SECTION 28.** 45.79 (3) (a) 2. of the statutes is amended to read:

13 45.79 **(3)** (a) 2. No loan may be made under this section for the purchase or
14 improvement of a mobile or manufactured home or a recreational vehicle unless such
15 loan is secured by both a first mortgage on real estate and a primary chattel security
16 agreement covering the mobile or manufactured home or recreational vehicle itself.

17 **SECTION 29.** 49.47 (4) (b) 1. of the statutes is amended to read:

18 49.47 **(4)** (b) 1. A home and the land used and operated in connection therewith,
19 or in lieu thereof a manufactured home or mobile home, if the home, manufactured
20 home or mobile home is used as the person’s or his or her family’s place of abode.

21 **SECTION 30.** 59.69 (4) (d) of the statutes is amended to read:

22 59.69 **(4)** (d) Trailer camps, or tourist camps and motels or both and
23 manufactured and mobile home parks.

24 **SECTION 31.** 66.058 (title) of the statutes is amended to read:

25 **66.058** (title) **Mobile Manufactured and mobile home parks.**

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1 **SECTION 32.** 66.058 (1) (a) of the statutes is repealed.

2 **SECTION 33.** 66.058 (1) (b) of the statutes is amended to read:

3 66.058 (1) (b) “Licensee” means any person licensed to operate and maintain
4 a manufactured and mobile home park under this section.

5 **SECTION 34.** 66.058 (1) (c) of the statutes is amended to read:

6 66.058 (1) (c) “Licensing authority” means the city, town or village wherein a
7 manufactured and mobile home park is located.

8 **SECTION 35.** 66.058 (1) (cg) of the statutes is created to read:

9 66.058 (1) (cg) “Manufactured home” has the meaning given in s. 101.91 (2).

10 **SECTION 36.** 66.058 (1) (d) of the statutes is amended to read:

11 66.058 (1) (d) “Mobile home” is that which is, ~~or was as originally constructed,~~
12 ~~designed to be transported by any motor vehicle upon a public highway and designed,~~
13 ~~equipped and used primarily for sleeping, eating and living quarters, or is intended~~
14 ~~to be so used; and includes any additions, attachments, annexes, foundations and~~
15 ~~appurtenances~~ has the meaning given in s. 101.91 (1).

16 **SECTION 37.** 66.058 (1) (e) of the statutes is amended to read:

17 66.058 (1) (e) “~~Mobile~~ Manufactured and mobile home park” means any plot
18 or plots of ground upon which ~~2~~ 3 or more units mobile homes or manufactured
19 homes, occupied for dwelling or sleeping purposes, are located, regardless of whether
20 or not a charge is made for such accommodation.

21 **SECTION 38.** 66.058 (1) (f) of the statutes is repealed.

22 **SECTION 39.** 66.058 (1) (g) of the statutes is amended to read:

23 66.058 (1) (g) “Park” means manufactured and mobile home park.

24 **SECTION 40.** 66.058 (1) (i) of the statutes is amended to read:

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1 66.058 (1) (i) "Space" means a plot of ground within a ~~mobile home~~ park,
2 designed for the accommodation of one ~~mobile home~~ unit.

3 **SECTION 41.** 66.058 (1) (j) of the statutes is amended to read:

4 66.058 (1) (j) "Unit" means a mobile home unit or a manufactured home unit.

5 **SECTION 42.** 66.058 (2) (a) of the statutes is amended to read:

6 66.058 (2) (a) It shall be unlawful for any person to maintain or operate within
7 the limits of any city, town or village, any ~~mobile home~~ park unless such person shall
8 first obtain from the city, town or village a license therefor. All such parks in
9 existence on August 9, 1953, shall within 90 days thereafter, obtain such license, and
10 in all other respects comply fully with the requirements of this section except that
11 the licensing authority shall upon application of a park operator, waive such
12 requirements that require prohibitive reconstruction costs if such waiver does not
13 affect sanitation requirements of the city, town or village or create or permit to
14 continue any hazard to the welfare and health of the community and the occupants
15 of the park.

16 **SECTION 43.** 66.058 (2) (b) of the statutes is amended to read:

17 66.058 (2) (b) In order to protect and promote the public health, morals and
18 welfare and to equitably defray the cost of municipal and educational services
19 required by persons and families using or occupying ~~trailers, mobile homes, trailer~~
20 ~~amps or mobile home~~ parks for living, dwelling or sleeping purposes, each city
21 council, village board and town board may establish and enforce by ordinance
22 reasonable standards and regulations for every ~~trailer and trailer camp and every~~
23 ~~mobile home and mobile home park;~~ may require an annual license fee to operate
24 ~~the same~~ a park and may levy and collect special assessments to defray the cost of
25 municipal and educational services furnished to ~~such trailer and trailer camp, or~~

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1 ~~mobile home and mobile home a~~ park. They may limit the number of units, trailers
2 ~~or mobile homes that may be parked or kept~~ located in any one camp ~~or park~~, and
3 limit the number of licenses for ~~trailer camps or parks~~ in any common school district,
4 if the ~~mobile housing development of a park~~ would cause the school costs to increase
5 above the state average or if an exceedingly difficult or impossible situation exists
6 with regard to providing adequate and proper sewage disposal in the particular area.
7 The power conferred on cities, villages and towns by this section is in addition to all
8 other grants and shall be deemed limited only by the express language of this section.

9 **SECTION 44.** 66.058 (2) (c) of the statutes is amended to read:

10 66.058 (2) (c) In any town in which the town board enacts an ordinance
11 regulating ~~trailers~~ mobile homes and manufactured homes under the provisions of
12 this section and has also enacted and approved a county zoning ordinance under the
13 provisions of s. 59.69, the provisions of the ordinance which is most restrictive shall
14 apply with respect to the establishment and operation of any ~~trailer camp~~ park in
15 said town.

16 **SECTION 45.** 66.058 (2) (d) of the statutes is amended to read:

17 66.058 (2) (d) Any license granted under the provisions of this section shall be
18 subject to revocation or suspension for cause by the common council, village board
19 or town board that issued the license upon complaint filed with the clerk of the city,
20 village or town signed by any law enforcement officer, local health officer, as defined
21 in s. 250.01 (5), or building inspector after a public hearing upon the complaint,
22 provided that the holder of the license shall be given 10 days' notice in writing of the
23 hearing, and the holder of the license shall be entitled to appear and be heard as to
24 why the license shall not be revoked. Any holder of a license that is revoked or
25 suspended by the governing body of any city, village or town may within 20 days of

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1 the date of the revocation or suspension appeal therefrom to the circuit court of the
2 county in which the ~~trailer camp or mobile home~~ park is located by filing a written
3 notice of appeal with the city, village or town clerk, together with a bond executed to
4 the city, village or town, in the sum of \$500 with 2 sureties or a bonding company
5 approved by the said clerk, conditioned for the faithful prosecution of the appeal and
6 the payment of costs adjudged against the license holder.

7 **SECTION 46.** 66.058 (3) (title) of the statutes is amended to read:

8 66.058 (3) (title) ~~LICENSE AND MONTHLY MOBILE HOME~~ MONTHLY PERMIT FEE;
9 REVIEW.

10 **SECTION 47.** 66.058 (3) (a) of the statutes is amended to read:

11 66.058 (3) (a) The licensing authority shall exact from the licensee an annual
12 license fee of not less than \$25 and not more than \$100 for each 50 spaces or fraction
13 thereof within each ~~mobile home~~ park within its limits, except that where the park
14 lies in more than one municipality the amount of the license fee shall be such fraction
15 thereof as the number of spaces in the park in the municipality bears to the entire
16 number of spaces in the park.

17 **SECTION 48.** 66.058 (3) (c) 1. (intro.), a., c. and d. of the statutes are amended
18 to read:

19 66.058 (3) (c) 1. (intro) In addition to the license fee provided in pars. (a) and
20 (b), each local taxing authority shall collect from each ~~mobile home~~ unit occupying
21 space or lots in a park in the city, town or village, except from mobile homes and
22 manufactured homes that constitute improvements to real property under s. 70.043
23 (1) and from ~~recreational mobile homes and camping trailers~~ and travel trailers as
24 defined in s. 70.111 (19), a monthly ~~parking~~ permit fee computed as follows:

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1 a. On January 1, the assessor shall determine the total fair market value of
2 each ~~mobile home~~ unit in the taxation district subject to the monthly ~~parking~~ permit
3 fee.

4 c. The value of each ~~mobile home~~ unit , determined under subd. 1. b., shall be
5 multiplied by the general property gross tax rate, less any credit rate for the property
6 tax relief credit, established on the preceding year's assessment of general property.

7 d. The total annual ~~parking~~ permit fee, computed under subd. 1. c., shall be
8 divided by 12 and shall represent the monthly ~~mobile home parking~~ permit fee.

9 **SECTION 49.** 66.058 (3) (c) 2. of the statutes is amended to read:

10 66.058 **(3)** (c) 2. The monthly ~~parking~~ permit fee shall be applicable to ~~mobile~~
11 ~~homes~~ units moving into the tax district any time during the year. The park operator
12 shall furnish information to the tax district clerk and the assessor on ~~mobile homes~~
13 units added to the park within 5 days after their arrival, on forms prescribed by the
14 department of revenue. As soon as the assessor receives the notice of an addition of
15 a ~~mobile home~~ unit to a park, the assessor shall determine its fair market value and
16 notify the clerk of that determination. The clerk shall equate the fair market value
17 established by the assessor and shall apply the appropriate tax rate, divide the
18 annual ~~parking~~ permit fee thus determined by 12 and notify the ~~mobile home~~ unit
19 owner of the monthly fee to be collected from the ~~mobile home~~ owner. Liability for
20 payment of the fee shall begin on the first day of the next succeeding month and shall
21 remain on the ~~mobile home~~ unit only for such months as the ~~mobile home~~ unit
22 remains in the tax district.

23 **SECTION 50.** 66.058 (3) (c) 5. and 6. of the statutes are amended to read:

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1 66.058 (3) (c) 5. The monthly ~~parking~~ permit fee shall be paid by the ~~mobile~~
2 ~~home~~ unit owner to the local taxing authority on or before the 10th of the month
3 following the month for which such ~~parking~~ permit fee is due.

4 6. The licensee of a park shall be liable for the monthly ~~parking~~ permit fee for
5 any ~~mobile home~~ unit occupying space therein as well as the owner and occupant
6 thereof. A municipality, by ordinance, may require the ~~mobile home~~ unit park
7 operator to collect the monthly ~~parking~~ permit fee from the ~~mobile home~~ unit owner.

8 **SECTION 51.** 66.058 (3) (c) 7. of the statutes is amended to read:

9 66.058 (3) (c) 7. No monthly ~~parking~~ permit fee shall be imposed for any space
10 occupied by a ~~mobile home~~ unit accompanied by an automobile for an accumulating
11 period not to exceed 60 days in any 12 months if the occupants of the ~~mobile home~~
12 unit are tourists or vacationists. Exemption certificates in duplicate shall be
13 accepted by the treasurer of the licensing authority from qualified tourists or
14 vacationists in lieu of monthly ~~mobile home parking~~ unit permit fees.

15 **SECTION 52.** 66.058 (3) (c) 8. of the statutes is amended to read:

16 66.058 (3) (c) 8. The credit under s. 79.10 (9) (bm), as it applies to the principal
17 dwelling on a parcel of taxable property of an owner shall apply to the estimated fair
18 market value of a ~~mobile home~~ unit that is the principal dwelling of the owner. The
19 owner of the ~~mobile home~~ unit shall file a claim for the credit with the treasurer of
20 the municipality in which the property is located no later than January 31. To obtain
21 the credit under s. 79.10 (9) (bm), the owner shall attest on the claim that the ~~mobile~~
22 ~~home~~ unit is the owner's principal dwelling, as defined in s. 79.10 (1) (f). The
23 treasurer shall reduce the owner's ~~parking~~ monthly permit fee by the amount of any
24 allowable credit. The treasurer shall furnish notice of all claims for credits filed
25 under this subdivision to the department of revenue as provided under s. 79.10 (1m).

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1 **SECTION 53.** 66.058 (3) (d) of the statutes is amended to read:

2 66.058 (3) (d) This section shall not apply where a ~~mobile home~~ park is owned
3 and operated by any county under the provisions of s. 59.52 (16) (b).

4 **SECTION 54.** 66.058 (3) (e) of the statutes is amended to read:

5 66.058 (3) (e) If a ~~mobile home~~ unit is permitted by local ordinance to be located
6 outside of a licensed park, the monthly ~~parking~~ permit fee shall be paid by the owner
7 of the land on which it stands, and the owner of such land shall be required to comply
8 with the reporting requirements of par. (c). The owner of the land may collect the fee
9 from the owner of the ~~mobile home~~ unit and, on or before January 10 and on or before
10 July 10, shall transmit to the taxation district all fees owed for the 6 months ending
11 on the last day of the month preceding the month when the transmission is required.
12 Nothing contained in this subsection shall prohibit the regulation thereof by local
13 ordinance.

14 **SECTION 55.** 66.058 (3m) of the statutes is amended to read:

15 66.058 (3m) PARK OPERATOR REIMBURSEMENT. A park operator who is required
16 by municipal ordinance to collect the monthly ~~parking~~ permit fee from the ~~mobile~~
17 ~~home~~ unit owner may deduct, for administrative expenses, 2% of the monthly fees
18 collected.

19 **SECTION 56.** 66.058 (4) (intro.) of the statutes is amended to read:

20 66.058 (4) APPLICATION FOR LICENSE. (intro.) Original application for ~~mobile~~
21 ~~home~~ a park license shall be filed with the clerk of the licensing authority.
22 Applications shall be in writing, signed by the applicant and shall contain the
23 following:

24 **SECTION 57.** 66.058 (4) (b) of the statutes is amended to read:

25 66.058 (4) (b) The location and legal description of the ~~mobile home~~ park.

ASSEMBLY BILL 519**SECTION 58**

1 **SECTION 58.** 66.058 (5) of the statutes is amended to read:

2 66.058 (5) PLANS AND SPECIFICATIONS TO BE FILED. Accompanying, and to be filed
3 with an original application for a ~~mobile home~~ park, shall be plans and specifications
4 which shall be in compliance with all applicable city, town or village ordinances and
5 provisions of the department of family and social services. The clerk after approval
6 of the application by the governing body and upon completion of the work according
7 to the plans shall issue the license. ~~A mobile housing development harboring only~~
8 ~~nondependent mobile homes as defined in sub. (1) (f) shall not be required to provide~~
9 ~~a service building.~~

10 **SECTION 59.** 66.058 (8) of the statutes is amended to read:

11 66.058 (8) DISTRIBUTION OF FEES. The municipality may retain 10% of the
12 monthly parking permit fees collected in each month, without reduction for any
13 amounts deducted under sub. (3m), to cover the cost of administration. The
14 municipality shall pay to the school district in which the park is located, within 20
15 days after the end of each month, such proportion of the remainder of the fees
16 collected in the preceding month as the ratio of the most recent property tax levy for
17 school purposes bears to the total tax levy for all purposes in the municipality. If the
18 park is located in more than one school district, each district shall receive a share in
19 the proportion that its property tax levy for school purposes bears to the total school
20 tax levy.

21 **SECTION 60.** 66.0585 of the statutes is amended to read:

22 **66.0585 (title) Municipalities; parking permit fees on mobile homes**
23 **travel trailers.** Any municipality may assess parking monthly permit fees at the
24 rates under s. 66.058 on ~~mobile homes~~ travel trailers, as defined in s. 70.111 (19) (b),
25 except ~~mobile homes which~~ travel trailers that are located in campgrounds licensed

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1 under s. 254.47 and ~~mobile homes which~~ travel trailers that are located on land
2 where the principal residence of the owner of the ~~mobile home~~ travel trailer is
3 located, regardless of whether or not the ~~mobile home~~ travel trailer is occupied
4 during all or part of any calendar year.

5 **SECTION 61.** 66.069 (1) (b) of the statutes is amended to read:

6 66.069 (1) (b) On October 15 in each year notice shall be given to the owner or
7 occupant of all lots or parcels of real estate to which utility service has been furnished
8 prior to October 1 by a public utility operated by any town, city or village and
9 payment for which is owing and in arrears at the time of giving such notice. The
10 department in charge of the utility shall furnish the treasurer with a list of all such
11 lots or parcels of real estate, and the notice shall be given by the treasurer, unless the
12 governing body of the city, village or town shall authorize such notice to be given
13 directly by the department. Such notice shall be in writing and shall state the
14 amount of such arrears, including any penalty assessed pursuant to the rules of such
15 utility; that unless the same is paid by November 1 thereafter a penalty of 10 % of
16 the amount of such arrears will be added thereto; and that unless such arrears, with
17 any such added penalty, shall be paid by November 15 thereafter, the same will be
18 levied as a tax against the lot or parcel of real estate to which utility service was
19 furnished and for which payment is delinquent as above specified. Such notice may
20 be served by delivery to either such owner or occupant personally, or by letter
21 addressed to such owner or occupant at the post-office address of such lot or parcel
22 of real estate. On November 16 the officer or department issuing the notice shall
23 certify and file with the clerk a list of all lots or parcels of real estate, giving the legal
24 description thereof, to the owners or occupants of which notice of arrears in payment
25 were given as above specified and which arrears still remain unpaid, and stating the

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1 amount of such arrears together with the added penalty thereon as herein provided.
2 Each such delinquent amount, including such penalty, shall thereupon become a lien
3 upon the lot or parcel of real estate to which the utility service was furnished and
4 payment for which is delinquent, and the clerk shall insert the same as a tax against
5 such lot or parcel of real estate. All proceedings in relation to the collection of general
6 property taxes and to the return and sale of property for delinquent taxes shall apply
7 to said tax if the same is not paid within the time required by law for payment of taxes
8 upon real estate. Under this paragraph, if an arrearage is for utility service
9 furnished and metered by the utility directly to a ~~mobile home unit~~, as defined under
10 s. 66.058 (1) (j), in a licensed manufactured and mobile home park, as defined under
11 s. 66.058 (1) (e), the notice shall be given to the owner of the ~~mobile home unit~~ and
12 the delinquent amount shall become a lien on the ~~mobile home unit~~ rather than a lien
13 on the parcel of real estate on which the ~~mobile home unit~~ is located. A lien on a
14 ~~mobile home unit~~ may be enforced using the procedures under s. 779.48 (2).

15 **SECTION 62.** 66.071 (1) (e) of the statutes is amended to read:

16 66.071 (1) (e) All water rates for water furnished to any building or premises,
17 and the cost of repairing meters, service pipes, stops or stop boxes, shall be a lien on
18 the lot, part of lot or parcel of land on which such building or premises shall be
19 situated. If any water rates or bills for the repairing of meters, service pipes, stops
20 or stop boxes remain unpaid on the first day of October, in any year, the same shall
21 be certified to the city comptroller of such city on or before the first day of November
22 next following, and shall be placed by the comptroller upon the tax roll and collected
23 in the same manner as other taxes on real estate are collected in said city. The charge
24 for water supplied by the city in all premises where meters are attached and
25 connected, shall be at rates fixed by the commissioner of public works and for the

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1 quantity indicated by the meter. If in any case, the commissioner of public works
2 shall determine that the quantity indicated by the meter is materially incorrect or
3 if a meter has been off temporarily on account of repairs, the commissioner of public
4 works shall determine in the best manner in the commissioner's power the quantity
5 used, and such determination shall be conclusive. No water rate or rates duly
6 assessed against any property shall be thereafter remitted or changed except by the
7 council of such city. Under this paragraph, if an unpaid charge or bill is for utility
8 service furnished and metered by the waterworks directly to a ~~mobile home unit~~, as
9 defined under s. 66.058 (1) (j), in a licensed manufactured and mobile home park, as
10 defined under s. 66.058 (1) (e), the delinquent amount shall become a lien on the
11 ~~mobile home unit~~ rather than a lien on the parcel of real estate on which the ~~mobile~~
12 ~~home unit~~ is located. A lien on a ~~mobile home unit~~ may be enforced using the
13 procedures under s. 779.48 (2).

14 **SECTION 63.** 70.043 (title) of the statutes is amended to read:

15 **70.043 (title) Mobile homes and manufactured homes.**

16 **SECTION 64.** 70.043 (1) of the statutes is amended to read:

17 70.043 (1) A mobile home, as defined in s. ~~66.058 (1) (d)~~ 101.91 (1), or a
18 manufactured home, as defined in s. 101.91 (2), is an improvement to real property
19 if it is connected to utilities and is set upon a foundation upon land which is owned
20 by the mobile home or manufactured home owner. In this section, a mobile home or
21 manufactured home is "set upon a foundation" if it is off its wheels and is set upon
22 some other support.

23 **SECTION 65.** 70.043 (2) of the statutes is amended to read:

24 70.043 (2) A mobile home, as defined in s. ~~66.058 (1) (d)~~ 101.91 (1), or a
25 manufactured home, as defined in s. 101.91 (2), is personal property if the land upon

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1 which it is located is not owned by the mobile home or manufactured home owner or
2 if the mobile home or manufactured home is not set upon a foundation or connected
3 to utilities.

4 **SECTION 66.** 70.111 (19) (title) of the statutes is amended to read:

5 70.111 (19) (title) ~~CAMPING TRAILERS AND RECREATIONAL MOBILE HOMES~~ TRAVEL
6 TRAILERS.

7 **SECTION 67.** 70.111 (19) (b) of the statutes is amended to read:

8 70.111 (19) (b) ~~Mobile homes~~ Travel trailers, as defined in s. ~~66.058~~ 340.01
9 (72r), that are no larger than 400 square feet ~~and that are used primarily as~~
10 ~~temporary living quarters for recreational, camping, travel or seasonal purposes.~~

11 **SECTION 68.** 70.112 (7) of the statutes is amended to read:

12 70.112 (7) (title) ~~MOBILE HOMES AND MANUFACTURED HOMES.~~ Every mobile home
13 unit subject to a monthly parking permit fee under s. 66.058.

14 **SECTION 69.** 71.07 (9) (a) 3. of the statutes is amended to read:

15 71.07 (9) (a) 3. "Property taxes" means real and personal property taxes,
16 exclusive of special assessments, delinquent interest and charges for service, paid by
17 a claimant on the claimant's principal dwelling during the taxable year for which
18 credit under this subsection is claimed, less any property taxes paid which are
19 properly includable as a trade or business expense under section 162 of the internal
20 revenue code. If the principal dwelling on which the taxes were paid is owned by 2
21 or more persons or entities as joint tenants or tenants in common or is owned by
22 spouses as marital property, "property taxes" is that part of property taxes paid that
23 reflects the ownership percentage of the claimant. If the principal dwelling is sold
24 during the taxable year the "property taxes" for the seller and buyer shall be the
25 amount of the tax prorated to each in the closing agreement pertaining to the sale

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1 or, if not so provided for in the closing agreement, the tax shall be prorated between
2 the seller and buyer in proportion to months of their respective ownership. "Property
3 taxes" includes monthly parking permit fees in respect to a principal dwelling
4 collected under s. 66.058 (3) (c).

5 **SECTION 70.** 71.07 (9) (a) 4. of the statutes is amended to read:

6 71.07 (9) (a) 4. "Rent constituting property taxes" means 25% of rent if heat is
7 not included, or 20% of rent if heat is included, paid during the taxable year for which
8 credit is claimed under this subsection, at arm's length, for the use of a principal
9 dwelling and contiguous land, excluding any payment for domestic, food, medical or
10 other services which are unrelated to use of the dwelling as housing, less any rent
11 paid that is properly includable as a trade or business expense under the internal
12 revenue code. "Rent" includes space rental paid to a landlord for parking a mobile
13 home or manufactured home. Rent shall be apportioned among the occupants of a
14 principal dwelling according to their respective contribution to the total amount of
15 rent paid. "Rent" does not include rent paid for the use of housing which was exempt
16 from property taxation, except housing for which payments in lieu of taxes were
17 made under s. 66.40 (22).

18 **SECTION 71.** 71.52 (2) of the statutes is amended to read:

19 71.52 (2) "Gross rent" means rental paid at arm's length, solely for the right
20 of occupancy of a homestead. "Gross rent" does not include, whether expressly set
21 out in the rental agreement or not, charges for any medical services; other personal
22 services such as laundry, transportation, counseling, grooming, recreational and
23 therapeutic services; shared living expenses, including but not limited to food,
24 supplies and utilities unless utility payments are included in the gross rent paid to
25 the landlord; and food furnished by the landlord as a part of the rental agreement.

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1 “Gross rent” includes the rental paid to a landlord for parking of a mobile home or
2 manufactured home, exclusive of any charges for food furnished by the landlord as
3 a part of the rental agreement, plus ~~parking~~ monthly permit fees paid under s. 66.058
4 (3) (c) for a rented mobile home or manufactured home. If a homestead is an integral
5 part of a multipurpose or multidwelling building, “gross rent” is the percentage of the
6 gross rent on that part of the multipurpose or multidwelling building occupied by the
7 household as a principal residence plus the same percentage of the gross rent on the
8 land surrounding it, not exceeding one acre, that is reasonably necessary for use of
9 the multipurpose or multidwelling building as a principal residence, except as the
10 limitations under s. 71.54 (2) (b) apply. If the homestead is part of a farm, “gross rent”
11 is the rent on up to 120 acres of the land contiguous to the claimant’s principal
12 residence plus the rent on all improvements to real property on that land, except as
13 the limitations under s. 71.54 (2) (b) apply. If a claimant and persons who are not
14 members of the claimant’s household reside in a homestead, the claimant’s “gross
15 rent” is the gross rent paid by the claimant to the landlord for the homestead.

16 **SECTION 72.** 71.52 (7) of the statutes is amended to read:

17 71.52 (7) “Property taxes accrued” means real or personal property taxes or
18 monthly ~~parking~~ permit fees under s. 66.058 (3) (c), exclusive of special assessments,
19 delinquent interest and charges for service, levied on a homestead owned by the
20 claimant or a member of the claimant’s household. “Real or personal property taxes”
21 means those levied under ch. 70, less the tax credit, if any, afforded in respect of such
22 property by s. 79.10. If a homestead is owned by 2 or more persons or entities as joint
23 tenants or tenants in common or is owned as marital property or survivorship
24 marital property and one or more such persons, entities or owners is not a member
25 of the claimant’s household, property taxes accrued is that part of property taxes

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1 accrued levied on such homestead, reduced by the tax credit under s. 79.10, that
2 reflects the ownership percentage of the claimant and the claimant's household,
3 except that if a homestead is owned by 2 or more natural persons or if 2 or more
4 natural persons have an interest in a homestead, one or more of whom is not a
5 member of the claimant's household, and the claimant has a present interest, as that
6 term is used in s. 700.03 (1), in the homestead and is required by the terms of a will
7 that transferred the homestead or interest in the homestead to the claimant to pay
8 the entire amount of property taxes levied on the homestead, property taxes accrued
9 is property taxes accrued levied on such homestead, reduced by the tax credit under
10 s. 79.10. A marital property agreement or unilateral statement under ch. 766 has
11 no effect in computing property taxes accrued for a person whose homestead is not
12 the same as the homestead of that person's spouse. For purposes of this subsection,
13 property taxes are "levied" when the tax roll is delivered to the local treasurer for
14 collection. If a homestead is sold or purchased during the calendar year of the levy,
15 the property taxes accrued for the seller and the buyer are the amount of the tax levy
16 prorated to each in proportion to the periods of time each both owned and occupied
17 the homestead during the year to which the claim relates. The seller may use the
18 closing agreement pertaining to the sale of the homestead, the property tax bill for
19 the year before the year to which the claim relates or the property tax bill for the year
20 to which the claim relates as the basis for computing property taxes accrued, but
21 those taxes are allowable only for the portion of the year during which the seller
22 owned and occupied the sold homestead. If a household owns and occupies 2 or more
23 homesteads in the same calendar year, property taxes accrued is the sum of the
24 prorated property taxes accrued attributable to the household for each of such
25 homesteads. If the household owns and occupies the homestead for part of the

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1 calendar year and rents a homestead for part of the calendar year, it may include both
2 the proration of taxes on the homestead owned and rent constituting property taxes
3 accrued with respect to the months the homestead is rented in computing the amount
4 of the claim under s. 71.54 (1). If a homestead is an integral part of a multipurpose
5 or multidwelling building, property taxes accrued are the percentage of the property
6 taxes accrued on that part of the multipurpose or multidwelling building occupied
7 by the household as a principal residence plus that same percentage of the property
8 taxes accrued on the land surrounding it, not exceeding one acre, that is reasonably
9 necessary for use of the multipurpose or multidwelling building as a principal
10 residence, except as the limitations of s. 71.54 (2) (b) apply. If the homestead is part
11 of a farm, property taxes accrued are the property taxes accrued on up to 120 acres
12 of the land contiguous to the claimant's principal residence and include the property
13 taxes accrued on all improvements to real property located on such land, except as
14 the limitations of s. 71.54 (2) (b) apply.

15 **SECTION 73.** 77.51 (4) (b) 6. of the statutes is amended to read:

16 77.51 (4) (b) 6. Thirty-five percent of the sale price of a new mobile
17 manufactured home that is a primary housing unit under s. 340.01 (29) or of a new
18 mobile home that is transported in 2 unattached sections if the total size of the
19 combined sections, not including additions and attachments, is at least 984 square
20 feet measured when the sections are ready for transportation. No credit may be
21 allowed for trade-ins under subd. 3. or sub. (15) (b) 4. This subdivision does not apply
22 to lease or rental.

23 **SECTION 74.** 77.51 (13) (am) of the statutes is amended to read:

24 77.51 (13) (am) Any person making any retail sale of a motor vehicle, aircraft,
25 snowmobile, mobile home travel trailer not exceeding 45 feet in length, trailer,

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1 semitrailer, all-terrain vehicle or boat registered or titled, or required to be
2 registered or titled, under the laws of this state or of the United States.

3 **SECTION 75.** 77.51 (15) (b) 5. of the statutes is amended to read:

4 77.51 (15) (b) 5. Thirty-five percent of the total amount for which a new mobile
5 manufactured home that is a primary housing unit under s. 340.01 (29) is sold. No
6 credit may be allowed for trade-ins under subd. 4. or sub. (4) (b) 3. This subdivision
7 does not apply to lease or rental.

8 **SECTION 76.** 77.52 (2) (a) 1. of the statutes is amended to read:

9 77.52 (2) (a) 1. The furnishing of rooms or lodging to transients by hotelkeepers,
10 motel operators and other persons furnishing accommodations that are available to
11 the public, irrespective of whether membership is required for use of the
12 accommodations, including the furnishing of rooms or lodging through the sale of a
13 time-share property, as defined in s. 707.02 (32), if the use of the rooms or lodging
14 is not fixed at the time of sale as to the starting day or the lodging unit. In this
15 subdivision, "transient" means any person residing for a continuous period of less
16 than one month in a hotel, motel or other furnished accommodations available to the
17 public. In this subdivision, "hotel" or "motel" means a building or group of buildings
18 in which the public may obtain accommodations for a consideration, including,
19 without limitation, such establishments as inns, motels, tourist homes, tourist
20 houses or courts, lodging houses, rooming houses, summer camps, apartment hotels,
21 resort lodges and cabins and any other building or group of buildings in which
22 accommodations are available to the public, except accommodations, including
23 mobile homes as defined in s. ~~66.058 (1) (d)~~ 101.91 (1), manufactured homes as
24 defined in s. 101.91 (2), and travel trailers as defined in s. 340.01 (72r), rented for a
25 continuous period of more than one month and accommodations furnished by any

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1 hospitals, sanatoriums, or nursing homes, or by corporations or associations
2 organized and operated exclusively for religious, charitable or educational purposes
3 provided that no part of the net earnings of such corporations and associations inures
4 to the benefit of any private shareholder or individual.

5 **SECTION 77.** 77.53 (17) of the statutes is amended to read:

6 77.53 (17) This section does not apply to tangible personal property purchased
7 outside this state, other than motor vehicles, boats, snowmobiles, ~~mobile homes~~
8 travel trailers not exceeding 45 feet in length, trailers, semitrailers, all-terrain
9 vehicles and airplanes registered or titled or required to be registered or titled in this
10 state, which is brought into this state by a nondomiciliary for the person's own
11 storage, use or other consumption while temporarily within this state when such
12 property is not stored, used or otherwise consumed in this state in the conduct of a
13 trade, occupation, business or profession or in the performance of personal services
14 for wages or fees.

15 **SECTION 78.** 77.53 (18) of the statutes is amended to read:

16 77.53 (18) This section does not apply to the storage, use or other consumption
17 in this state of household goods for personal use or to aircraft, motor vehicles, boats,
18 snowmobiles, mobile homes, manufactured homes, travel trailers, trailers,
19 semitrailers and all-terrain vehicles, for personal use, purchased by a
20 nondomiciliary of this state outside this state 90 days or more before bringing the
21 goods or property into this state in connection with a change of domicile to this state.

22 **SECTION 79.** 77.54 (7) (b) (intro.) of the statutes is amended to read:

23 77.54 (7) (b) (intro.) If the item transferred is a motor vehicle, snowmobile,
24 ~~mobile-home~~ travel trailer not exceeding 45 feet in length, trailer, semitrailer,
25 all-terrain vehicle or aircraft and the item is registered or titled, or required to be

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1 registered or titled, in this state or if the item is a boat that is registered or titled, or
2 required to be registered or titled, in this state or under the laws of the United States,
3 the exemption under par. (a) applies only if all of the following conditions are
4 fulfilled:

5 **SECTION 80.** 77.54 (31) of the statutes is amended to read:

6 77.54 (31) The gross receipts from the sale of and the storage, use or other
7 consumption in this state, but not the lease or rental, of used mobile homes ~~that are~~
8 primary housing units under s. 340.01 (29) or used manufactured homes.

9 **SECTION 81.** 77.54 (36) of the statutes is amended to read:

10 77.54 (36) The gross receipts from the rental for a continuous period of one
11 month or more of a mobile home, as defined in s. ~~66.058 (1) (d)~~ 101.91 (1), or a
12 manufactured home, as defined in s. 101.91 (2), that is used as a residence.

13 **SECTION 82.** 77.61 (1) (a) of the statutes is amended to read:

14 77.61 (1) (a) No motor vehicle, boat, snowmobile, ~~mobile home~~ travel trailer not
15 exceeding 45 feet in length, trailer, semitrailer, all-terrain vehicle or aircraft shall
16 be registered or titled in this state unless the registrant presents proof that the sales
17 or use taxes imposed by this subchapter have been paid.

18 **SECTION 83.** 77.61 (1) (c) of the statutes is amended to read:

19 77.61 (1) (c) In the case of motor vehicles, boats, snowmobiles, ~~mobile homes~~
20 travel trailers not exceeding 45 feet in length, trailers, semitrailers, all-terrain
21 vehicles or aircraft registered or titled, or required to be registered or titled, in this
22 state purchased from persons who are not Wisconsin boat, trailer or semitrailer
23 dealers, licensed Wisconsin aircraft, motor vehicle or ~~mobile home~~ travel trailer
24 dealers or registered Wisconsin snowmobile or all-terrain vehicle dealers, the
25 purchaser shall file a sales tax return and pay the tax prior to registering or titling

ASSEMBLY BILL 519**SECTION 83**

1 the motor vehicle, boat, snowmobile, ~~mobile-home~~ travel trailer not exceeding 45 feet
2 in length, trailer, semitrailer, all-terrain vehicle or aircraft in this state.

3 **SECTION 84.** 77.71 (4) of the statutes is amended to read:

4 77.71 (4) An excise tax is imposed at the rate of 0.5% in the case of a county tax
5 or at the rate under s. 77.705 in the case of a special district tax of the sales price upon
6 every person storing, using or otherwise consuming a motor vehicle, boat,
7 snowmobile, ~~mobile-home~~ travel trailer not exceeding 45 feet in length, trailer,
8 semitrailer, all-terrain vehicle or aircraft, if that property must be registered or
9 titled with this state and if that property is to be customarily kept in a county that
10 has in effect an ordinance under s. 77.70 or in a special district that has in effect a
11 resolution under s. 77.705, except that if the buyer has paid a similar local sales tax
12 in another state on a purchase of the same property that tax shall be credited against
13 the tax under this subsection.

14 **SECTION 85.** 77.78 of the statutes is amended to read:

15 **77.78 Registration.** No motor vehicle, boat, snowmobile, ~~mobile-home~~ travel
16 trailer not exceeding 45 feet in length, trailer, semitrailer, all-terrain vehicle or
17 aircraft that is required to be registered by this state may be registered or titled by
18 this state unless the registrant files a sales and use tax report and pays the county
19 tax and special district tax at the time of registering or titling to the state agency that
20 registers or titles the property. That state agency shall transmit those tax revenues
21 to the department of revenue.

22 **SECTION 86.** 77.785 (2) of the statutes is amended to read:

23 77.785 (2) Prior to registration or titling, boat, all-terrain vehicle, trailer and
24 semi-trailer dealers and licensed aircraft, motor vehicle, ~~mobile-home~~ manufactured
25 home, recreational vehicle and snowmobile dealers shall collect the taxes under this

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1 subchapter on sales of items under s. 77.71 (4). The dealer shall remit those taxes
2 to the department of revenue along with payments of the taxes under subch. III.

3 **SECTION 87.** 79.03 (3) (b) 4. a. of the statutes is amended to read:

4 79.03 (3) (b) 4. a. "Local general purpose taxes" means the portion of tax
5 increments collected for payment to a municipality under s. 66.46 which is
6 attributable to that municipality's own levy, general property taxes, excluding taxes
7 for a county handicapped children's education board, collected to finance the general
8 purpose government unit, property taxes collected for sewage and sanitary districts,
9 ~~mobile home~~ monthly permit fees under s. 66.058, the proceeds of county sales and
10 use taxes and municipal and county vehicle registration fees under s. 341.35 (1).

11 **SECTION 88.** 101.125 (1) (a) of the statutes is amended to read:

12 101.125 (1) (a) "Building" means a place of employment or a public building and
13 includes, without limitation because of enumeration, wholesale and retail stores,
14 storerooms, office buildings, factories, warehouses, governmental buildings, hotels,
15 hospitals, motels, dormitories, sanatoriums, nursing homes, retirement homes,
16 theaters, stadiums, gymnasiums, amusement park buildings, schools and other
17 buildings used for educational purposes, places of worship and other places of public
18 assembly and all residences including mobile homes, manufactured ~~or~~ homes,
19 industrialized housing, lodging homes and any other building used as a dwelling for
20 one or more persons.

21 **SECTION 89.** 101.19 (1) (e) of the statutes is amended to read:

22 101.19 (1) (e) The ~~review of plans, construction inspections, department labels~~
23 ~~and~~ licensing of manufacturers of manufactured homes and mobile homes.

24 **SECTION 90.** 101.90 of the statutes is repealed.

25 **SECTION 91.** 101.91 (intro.) of the statutes is amended to read:

ASSEMBLY BILL 519**SECTION 91**

1 **101.91 Definitions.** (intro.) In ss. ~~101.90~~ 101.91 to ~~101.96~~ 101.95:

2 **SECTION 92.** 101.91 (2) (intro.) and (a) of the statutes are consolidated,
3 renumbered 101.91 (2) and amended to read:

4 101.91 (2) “Manufactured home” means ~~either of the following: (a) A a~~
5 structure, ~~transportable in one or more sections, which in the traveling mode is 8~~
6 body feet or more in width or ~~40~~ body feet or more in length, or, when erected on site
7 is ~~320 or more square feet, and which is built on a permanent chassis and designed~~
8 to be used as a dwelling with or without a permanent foundation ~~when connected to~~
9 ~~the required utilities~~ which complies with the standards established under 42 USC
10 5401 to 5425.

11 **SECTION 93.** 101.91 (2) (b) of the statutes is repealed.

12 **SECTION 94.** 101.91 (3) of the statutes is amended to read:

13 101.91 (3) “Mobile Manufactured and mobile home park” has the meaning
14 given in s. 66.058 (1) (e).

15 **SECTION 95.** 101.92 (1) of the statutes is repealed.

16 **SECTION 96.** 101.92 (3) of the statutes is amended to read:

17 101.92 (3) Shall review annually the rules adopted under ss. ~~101.90~~ 101.91 to
18 ~~101.96, and may revise rules upon recommendation by the advisory committee~~
19 ~~appointed under s. 101.96~~ 101.95.

20 **SECTION 97.** 101.92 (4) of the statutes is amended to read:

21 101.92 (4) Shall provide for announced or unannounced inspection of
22 manufacturing facilities, processes, fabrication and assembly of manufactured
23 homes ~~and mobile homes~~ to ensure compliance with the rules adopted under ss.
24 ~~101.90~~ 101.91 to ~~101.96~~ 101.95.

25 **SECTION 98.** 101.92 (5) of the statutes is repealed.

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1 **SECTION 99.** 101.92 (6) of the statutes is repealed.

2 **SECTION 100.** 101.92 (7) of the statutes is amended to read:

3 101.92 (7) Shall establish a staff for the administration and enforcement of ss.
4 ~~101.90~~ 101.91 to ~~101.96~~ 101.95.

5 **SECTION 101.** 101.92 (8) of the statutes is amended to read:

6 101.92 (8) May revoke the license of any manufacturer who violates ss. ~~101.90~~
7 101.91 to ~~101.96~~ 101.95 or any rules promulgated thereunder.

8 **SECTION 102.** 101.93 of the statutes is repealed.

9 **SECTION 103.** 101.94 (2) of the statutes is amended to read:

10 101.94 (2) No person may manufacture, assemble, distribute or sell a
11 manufactured home unless the manufactured home complies with 42 USC 5401 to
12 5425 and applicable regulations ~~as in effect on June 15, 1976. The department may~~
13 ~~establish, by rule, standards for the safe and sanitary design and construction of~~
14 ~~manufactured homes for the purpose of enforcement of this subchapter, and those~~
15 ~~standards may include standards in addition to any standards established by the~~
16 ~~secretary of housing and urban development under 42 USC 5401 to 5425.~~

17 **SECTION 104.** 101.94 (3) of the statutes is repealed.

18 **SECTION 105.** 101.94 (4) of the statutes is repealed.

19 **SECTION 106.** 101.94 (5) of the statutes is repealed.

20 **SECTION 107.** 101.94 (6) of the statutes is amended to read:

21 101.94 (6) Fees for ~~review of plans, construction inspections, department labels~~
22 ~~and~~ licensing of manufacturers shall be established by department rule under s.
23 101.19.

24 **SECTION 108.** 101.94 (7) of the statutes is amended to read:

ASSEMBLY BILL 519**SECTION 108**

1 101.94 (7) The department shall hear and decide petitions brought under ss.
2 ~~101.90~~ 101.91 to ~~101.96~~ 101.95 in the manner provided under s. 101.02 (6) (e) to (i)
3 and (8) for petitions concerning property.

4 **SECTION 109.** 101.95 of the statutes is amended to read:

5 **101.95** (title) **Manufactured home and mobile home manufacturers**
6 **regulated.** The department shall by rule prescribe the manner by which a
7 manufacturer shall be licensed for the manufacture, distribution or selling of
8 manufactured homes ~~or mobile homes~~ in this state.

9 **SECTION 110.** 101.96 of the statutes is repealed.

10 **SECTION 111.** 106.04 (1m) (L) of the statutes is amended to read:

11 106.04 (1m) (L) “Housing” means any improved property, or any portion
12 thereof, including a mobile home as defined in s. ~~66.058 (1) (d)~~ 101.91 (1), a
13 manufactured home as defined in s. 101.91 (2), or a condominium, that is used or
14 occupied, or is intended, arranged or designed to be used or occupied, as a home or
15 residence. “Housing” includes any vacant land that is offered for sale or rent for the
16 construction or location thereon of any building, structure or portion thereof that is
17 used or occupied, or is intended, arranged or designed to be used or occupied, as a
18 home or residence.

19 **SECTION 112.** 138.052 (1) (b) of the statutes is amended to read:

20 138.052 (1) (b) “Loan” means a loan secured by a first lien real estate mortgage
21 on, or an equivalent security interest in, a one-to 4-family dwelling which the
22 borrower uses as his or her principal place of residence and which is made,
23 refinanced, renewed, extended or modified on or after November 1, 1981, but does
24 not include a ~~mobile~~ manufactured home transaction as defined in s. 138.056 (1) (c).

25 **SECTION 113.** 138.056 (1) (b) of the statutes is amended to read:

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1 138.056 (1) (b) “Dwelling” includes a cooperative housing unit and a mobile
2 home or manufactured home as defined in s. ~~218.10 (2)~~ 101.91.

3 **SECTION 114.** 138.056 (1) (c) of the statutes is amended to read:

4 138.056 (1) (c) “Mobile “Manufactured home transaction” means a consumer
5 credit sale, as defined in s. 421.301 (9), of or a consumer loan, as defined in s. 421.301
6 (12), secured by a first lien or equivalent security interest in a mobile home or
7 manufactured home as defined in s. ~~218.10 (2)~~ 101.91.

8 **SECTION 115.** 138.056 (1) (d) of the statutes is amended to read:

9 138.056 (1) (d) “Variable rate loan” means a ~~mobile~~ manufactured home
10 transaction or a loan as defined in s. 138.052 (1) (b), the terms of which permits the
11 interest rate to be increased or decreased.

12 **SECTION 116.** 138.056 (3) (a) of the statutes is amended to read:

13 138.056 (3) (a) A variable rate loan involving a ~~mobile~~ manufactured home
14 transaction or using an approved index may be prepaid at any time in whole or in part
15 without penalty. Other variable rate loans may be prepaid in whole or part without
16 penalty within 30 days after notice of an increase in the interest rate and with the
17 prepayment penalty under s. 138.052 (2) (a) 2. and 3. if prepayment is made before
18 or after the 30-day period. This paragraph controls if there is a conflict with s.
19 138.052 (2) (a).

20 **SECTION 117.** 214.485 (10) of the statutes is amended to read:

21 214.485 (10) For the purpose of mobile home or manufactured home financing.

22 **SECTION 118.** 215.205 (1) of the statutes is amended to read:

23 215.205 (1) Loans or obligations, or interests therein, for the purpose of mobile
24 home or manufactured home financing.

ASSEMBLY BILL 519**SECTION 122**

1 recreational vehicles, whether or not the ~~mobile homes~~ recreational vehicles are
2 owned by the person, but does not include:

3 (e) A person transferring a ~~mobile home~~ recreational vehicle registered in that
4 person's name and used for that person's personal, family or household purposes, if
5 the transfer is an occasional sale and is not part of the business of the transferor.

6 **SECTION 123.** 218.10 (4) of the statutes is renumbered 218.10 (1x) and amended
7 to read:

8 218.10 (4) "~~Mobile home manufacturer~~ Manufacturer" means any person
9 within or without this state who manufactures or assembles ~~mobile homes~~
10 recreational vehicles for sale in this state.

11 **SECTION 124.** 218.10 (5) of the statutes is amended to read:

12 218.10 (5) "~~Mobile home owner~~ Owner" means any person ~~or lessee thereof~~
13 who purchases a ~~mobile home~~ recreational vehicle primarily for use for personal,
14 family or household purposes.

15 **SECTION 125.** 218.10 (6) of the statutes is renumbered 218.10 (8t) and amended
16 to read:

17 218.10 (8t) "~~Mobile home salesperson~~ Salesperson" means any person who is
18 employed by a ~~mobile home~~ manufacturer or dealer to sell or lease ~~mobile homes~~
19 recreational vehicles.

20 **SECTION 126.** 218.10 (7) of the statutes is amended to read:

21 218.10 (7) "~~New mobile home~~ recreational vehicle" means a ~~mobile home~~
22 recreational vehicle which has never been occupied, used or sold for personal or
23 business use.

24 **SECTION 127.** 218.10 (8) of the statutes is repealed.

25 **SECTION 128.** 218.10 (8m) of the statutes is amended to read:

ASSEMBLY BILL 519**SECTION 128**

1 218.10 **(8m)** “Recreational vehicle” means a mobile home that does not exceed
2 the statutory size under s. 348.07 or a travel trailer, as defined in s. 340.01 (72r).

3 **SECTION 129.** 218.10 (9) of the statutes is amended to read:

4 218.10 **(9)** “Used ~~mobile home~~ recreational vehicle” means a ~~mobile home~~
5 recreational vehicle which has previously been occupied, used or sold for personal or
6 business use.

7 **SECTION 130.** 218.101 (1) of the statutes is repealed.

8 **SECTION 131.** 218.101 (2) of the statutes is renumbered 218.101 and amended
9 to read:

10 **218.101 Administering department.** The department of transportation
11 shall administer this subchapter ~~as it relates to those mobile home dealers and~~
12 ~~mobile home salespersons engaged in the sale of recreational vehicles.~~

13 **SECTION 132.** 218.11 (title) of the statutes is amended to read:

14 **218.11 (title) ~~Mobile home~~ Recreational vehicle dealers regulated.**

15 **SECTION 133.** 218.11 (1) of the statutes is amended to read:

16 218.11 **(1)** No person may engage in the business of selling ~~mobile homes~~
17 recreational vehicles to the ultimate consumer or to the retail market in this state
18 unless first licensed to do so by the licensor as herein provided.

19 **SECTION 134.** 218.11 (6) (n) of the statutes is amended to read:

20 218.11 **(6)** (n) Having violated any law relating to the sale, distribution or
21 financing of ~~mobile homes~~ recreational vehicles.

22 **SECTION 135.** 218.12 (title) of the statutes is amended to read:

23 **218.12 (title) ~~Mobile home dealer~~ Recreational vehicle salespersons**
24 **regulated.**

25 **SECTION 136.** 218.12 (1) of the statutes is amended to read:

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1 218.12 (1) No person may engage in the business of selling ~~mobile homes~~
2 recreational vehicles to the ultimate consumer or to the retail market in this state
3 without a license therefor from the licensor. If a ~~mobile home~~ dealer acts as a ~~mobile~~
4 ~~home~~ salesperson the dealer shall secure a ~~mobile home~~ salesperson's license in
5 addition to the license for engaging as a ~~mobile home~~ dealer.

6 **SECTION 137.** 218.12 (2) (a) of the statutes is amended to read:

7 218.12 (2) (a) Applications for ~~mobile home~~ a salesperson's license and
8 renewals thereof shall be made to the licensor on such forms as the licensor
9 prescribes and furnishes and shall be accompanied by the license fee required under
10 par. (c) or (d). The application shall require such pertinent information as the
11 licensor requires.

12 **SECTION 138.** 218.12 (5) of the statutes is amended to read:

13 218.12 (5) The provision of s. 218.01 (3) relating to the denial, suspension and
14 revocation of a motor vehicle salesperson's license shall apply to the denial,
15 suspension and revocation of a ~~mobile home~~ salesperson's license so far as applicable.

16 **SECTION 139.** 218.12 (6) of the statutes is amended to read:

17 218.12 (6) The provisions of s. 218.01 (3) (g) and (5) shall apply to this section,
18 ~~mobile home~~ recreational vehicle sales practices and the regulation of ~~travel trailer~~
19 or ~~mobile home~~ recreational vehicle salespersons, as far as applicable.

20 **SECTION 140.** 218.14 of the statutes is repealed.

21 **SECTION 141.** 218.15 of the statutes is amended to read:

22 **218.15** (title) **Sale or lease of used ~~primary housing units~~ recreational**
23 **vehicles.** In the sale or lease of any used ~~primary housing unit~~ recreational vehicles,
24 the sales invoice or lease agreement shall contain the point of manufacture of the

ASSEMBLY BILL 519**SECTION 141**

1 used ~~primary housing unit~~ recreational vehicle, the name of the manufacturer and
2 the name and address of the previous owner.

3 **SECTION 142.** 218.16 of the statutes is repealed.

4 **SECTION 143.** 218.165 of the statutes is repealed.

5 **SECTION 144.** 218.17 (1) of the statutes is repealed.

6 **SECTION 145.** 218.17 (3) of the statutes is amended to read:

7 218.17 (3) Nothing in this subchapter prohibits the bringing of a civil action
8 against a ~~mobile home~~ manufacturer, dealer or salesperson by an aggrieved
9 customer. If judgment is rendered for the customer based on an act or omission by
10 the manufacturer, dealer or salesperson, which constituted a violation of this
11 subchapter, the plaintiff shall recover actual and proper attorney fees in addition to
12 costs otherwise recoverable.

13 **SECTION 146.** 227.43 (1) (bg) of the statutes is amended to read:

14 227.43 (1) (bg) Assign a hearing examiner to preside over any hearing or review
15 under ss. 16.996 (7) (a) and (b), 16.997 (6), 84.30 (18), 84.31 (6) (a), 85.013 (1), 86.073
16 (3), 86.16 (5), 86.195 (9) (b), 86.32 (1), 114.134 (4) (b), 114.135 (9), 114.20 (19), 175.05
17 (4) (b), 194.145 (1), 194.46, 218.01 (2) (bd) 2. and (c) 2., (3) (b), (c), (f) 1., (fm) 1. and
18 (h) and (3c) (d), 218.11 (7) (a) and (b), 218.22 (4) (a) and (b), 218.32 (4) (a) and (b),
19 218.41 (4), 218.51 (5) (a) and (b), 341.09 (2m) (d), 342.26, 343.69 and 348.25 (9).

20 **SECTION 147.** 234.622 (7) of the statutes is amended to read:

21 234.622 (7) "Qualifying dwelling unit" means a dwelling unit, not including a
22 mobile home as defined in s. ~~66.058~~ 101.91 (1), located in this state, habitable as a
23 permanent residence and to which property taxes or special assessments are, or may
24 conveniently be, allocated and up to one acre of land appertaining to it held in the
25 same ownership as the dwelling unit. For purposes of ss. 234.621 to 234.626,

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1 “qualifying dwelling unit” includes a unit in a condominium or in a cooperative or in
2 a multi-unit dwelling with 4 or fewer units, but in all of these 3 cases only the portion
3 of taxes or special assessments allocable to the unit lived in by the participant may
4 qualify for loans under ss. 234.621 to 234.626.

5 **SECTION 148.** 285.01 (9m) of the statutes is amended to read:

6 285.01 (9m) “Architectural coating” means a coating applied to a stationary
7 structure, including a parking lot, and its appurtenances or to a mobile home or
8 manufactured home.

9 **SECTION 149.** 340.01 (11) (intro.) of the statutes is amended to read:

10 340.01 (11) (intro.) “Dealer” means a person who, for a commission or other
11 thing of value, sells, exchanges, buys or rents, or offers or attempts to negotiate a sale
12 or exchange of an interest in motor vehicles, mobile homes, manufactured homes,
13 recreational vehicles, trailers or semitrailers, or who is engaged wholly or in part in
14 the business of selling motor vehicles, mobile homes, manufactured homes,
15 recreational vehicles, trailers or semitrailers, whether or not such vehicles are
16 owned by that person, but not including:

17 **SECTION 150.** 340.01 (14) of the statutes is amended to read:

18 340.01 (14) “Distributor” means a person who in whole or in part sells or
19 distributes motor vehicles, mobile homes, manufactured homes, recreational
20 vehicles, trailers or semitrailers to dealers, or who maintains distributor
21 representatives.

22 **SECTION 151.** 340.01 (18m) of the statutes is amended to read:

23 340.01 (18m) “Fifth-wheel ~~mobile home vehicle~~” means a ~~mobile home~~ travel
24 trailer as defined in sub. ~~(29)~~ (72r) which is towed by a vehicle with a flatbed frame

ASSEMBLY BILL 519**SECTION 151**

1 so the trailer hitch of the ~~mobile home~~ travel trailer is bolted to the flatbed frame of
2 the towing vehicle.

3 **SECTION 152.** 340.01 (27m) of the statutes is created to read:

4 340.01 (27m) "Manufactured home" has the meaning given in s. 101.91 (2).

5 **SECTION 153.** 340.01 (28) of the statutes is amended to read:

6 340.01 (28) "Manufacturer" means a person who manufactures or assembles
7 motor vehicles, mobile homes, manufactured homes, recreational vehicles, trailers
8 or semitrailers, or who manufactures or installs on previously assembled truck
9 chassis special bodies or equipment which when installed form an integral part of the
10 motor vehicle and which constitutes a major manufacturing alteration.

11 **SECTION 154.** 340.01 (29) of the statutes is amended to read:

12 340.01 (29) "Mobile home" means a ~~vehicle designed to be towed as a single unit~~
13 ~~or in sections upon a highway by a motor vehicle and equipped and used or intended~~
14 ~~to be used, primarily for human habitation, with walls of rigid uncollapsible~~
15 ~~construction. A mobile home exceeding statutory size under s. 348.07 (2) shall be~~
16 ~~considered a primary housing unit. A mobile home not exceeding the statutory size~~
17 ~~under s. 348.07 (2) shall be considered a touring or recreational unit has the meaning~~
18 given in s. 101.91 (1).

19 **SECTION 155.** 340.01 (33m) of the statutes is amended to read:

20 340.01 (33m) "Motor home" means a motor vehicle designed to be operated
21 upon a highway for use as a temporary or recreational dwelling ~~and having the same~~
22 ~~internal characteristics and equipment as a mobile home.~~

23 **SECTION 156.** 340.01 (48r) of the statutes is created to read:

24 340.01 (48r) "Recreational vehicle" has the meaning given in s. 218.10 (8m).

25 **SECTION 157.** 340.01 (57) of the statutes is amended to read:

ASSEMBLY BILL 519**SECTION 157**

1 340.01 (57) "Semitrailer" means a vehicle of the trailer type so designed and
2 used in conjunction with a motor vehicle that some part of its own weight and that
3 of its own load rests upon or is carried by another vehicle, but does not include a
4 mobile home or manufactured home. A vehicle used with a ready-mix motor truck
5 to spread the load is considered a semitrailer.

6 **SECTION 158.** 340.01 (71) of the statutes is amended to read:

7 340.01 (71) "Trailer" means a vehicle without motive power designed for
8 carrying property or passengers wholly on its own structure and for being drawn by
9 a motor vehicle, but does not include a mobile home or manufactured home.

10 **SECTION 159.** 340.01 (72) (a) of the statutes is amended to read:

11 340.01 (72) (a) A person engaged in this state in the business of transporting
12 and delivering motor vehicles, trailers, semitrailers ~~or~~, mobile homes or
13 manufactured homes in tow on their own wheels or under their own power from the
14 manufacturer to the distributor, dealer or branch of the manufacturer, or from the
15 distributor or dealer to another distributor or dealer, the manufacturer or branch of
16 the manufacturer or from the branch of the manufacturer to the distributor, dealer
17 or manufacturer.

18 **SECTION 160.** 340.01 (72r) of the statutes is created to read:

19 340.01 (72r) "Travel trailer" means a vehicle that is designed to be towed as
20 a single unit upon a highway by a motor vehicle, that is equipped and used, or
21 intended to be used, as a temporary or recreational dwelling and that has walls of
22 rigid uncollapsible construction.

23 **SECTION 161.** 341.04 (1) of the statutes is amended to read:

24 341.04 (1) It is unlawful for any person to operate or for an owner to consent
25 to being operated on any highway of this state any motor vehicle, mobile home,

ASSEMBLY BILL 519**SECTION 161**

1 manufactured home, travel trailer, trailer or semitrailer or any other vehicle for
2 which a registration fee is specifically prescribed unless at the time of operation the
3 vehicle in question either is registered in this state, or, except for registration under
4 s. 341.30 or 341.305, a complete application for registration, including evidence of
5 any inspection under s. 110.20 when required, accompanied by the required fee has
6 been delivered to the department or deposited in the mail properly addressed with
7 postage prepaid, or is exempt from registration.

8 **SECTION 162.** 341.05 (14m) of the statutes is amended to read:

9 341.05 (14m) Is a new motor vehicle or new manufactured home being
10 operated only across a highway from point of manufacture or assembly.

11 **SECTION 163.** 341.25 (1) (intro.) of the statutes is amended to read:

12 341.25 (1) (intro.) Unless a different fee is prescribed for a particular vehicle
13 by par. (b) or ss. 341.26 to 341.268, the following registration fees shall be paid to the
14 department for the annual registration of each motor vehicle, mobile home,
15 manufactured home, travel trailer, trailer or semitrailer not exempted by s. 341.05
16 from registration in this state:

17 **SECTION 164.** 341.25 (1) (i) of the statutes is amended to read:

18 341.25 (1) (i) For each mobile home, manufactured home or travel trailer 25
19 feet or less in length, a fee of \$12; for each mobile home, manufactured home or travel
20 trailer more than 25 feet in length, a fee of \$18.

21 **SECTION 165.** 341.47 (1) (intro.) of the statutes is amended to read:

22 341.47 (1) (intro.) Except as provided in sub. (2), any motor vehicle, mobile
23 home, manufactured home, trailer or semitrailer owned or repossessed by a dealer,
24 distributor or manufacturer may be operated on the highways of this state for either
25 private or business purposes without being registered if such vehicle has displayed

ASSEMBLY BILL 519**SECTION 165**

1 upon it valid registration plates issued pursuant to s. 341.51 to the dealer, distributor
2 or manufacturer who is the owner of the vehicle or holder of the repossessed vehicle
3 and such vehicle:

4 **SECTION 166.** 341.51 (1) of the statutes is amended to read:

5 341.51 (1) The department shall register a person as a dealer, distributor or
6 manufacturer of motor vehicles, trailers or semitrailers or as a transporter of
7 vehicles upon receipt of a properly completed application form together with a fee of
8 \$75 and upon being satisfied that the applicant is by law entitled to be registered.
9 The department shall register a person as a dealer, distributor or manufacturer of
10 mobile homes or manufactured homes upon receipt of a properly completed
11 application form together with a fee of \$75 and upon being satisfied that the
12 applicant is by law entitled to be so registered. The department shall assign to each
13 person registered under this section a distinctive registration number and shall
14 issue a certificate of registration bearing the registration number assigned.

15 **SECTION 167.** 341.51 (2) of the statutes is amended to read:

16 341.51 (2) Upon registering a dealer, distributor, manufacturer or transporter
17 the department also shall issue 2 registration plates. The department, upon
18 receiving a fee of \$5 for each additional plate desired by a dealer, distributor or
19 manufacturer of motor vehicles, trailers or semitrailers, \$5 for each additional plate
20 desired by a dealer, distributor or manufacturer of mobile homes or manufactured
21 homes and \$5 for each additional plate desired by a transporter, shall issue to the
22 registered dealer, distributor, manufacturer or transporter the additional plates as
23 ordered. The department may charge a fee of \$2 per plate for replacing lost, damaged
24 or illegible plates issued under this subsection.

25 **SECTION 168.** 341.53 of the statutes is amended to read:

ASSEMBLY BILL 519**SECTION 168**

1 **341.53 Expiration of registration; transferability of plates.** Certificates
2 of registration and registration plates issued to dealers, distributors, manufacturers
3 or transporters shall be issued for the calendar year and are valid only during the
4 calendar year for which issued. Registration plates are transferable from one motor
5 vehicle, trailer or semitrailer to another motor vehicle, trailer or semitrailer and
6 from one mobile home or manufactured home to another.

7 **SECTION 169.** 341.62 of the statutes is amended to read:

8 **341.62 False evidence of registration.** Whoever operates or possesses a
9 motor vehicle, mobile home, manufactured home, trailer or semitrailer having
10 attached thereto any plate or similar device fashioned in imitation or facsimile of or
11 altered so as to resemble a registration plate issued by the department may be
12 required to forfeit not more than \$500.

13 **SECTION 170.** 342.18 (4) (a) of the statutes is amended to read:

14 **342.18 (4) (a)** Whenever application therefor accompanied by the required fee
15 is made by a finance company licensed under s. 138.09 or 218.01, a bank organized
16 under the laws of this state, or a national bank located in this state, and the vehicle
17 in question is a used vehicle for which the department had issued a certificate of title
18 to the previous owner or a vehicle previously registered in another jurisdiction or is
19 a mobile home or manufactured home.

20 **SECTION 171.** 342.18 (4) (b) of the statutes is amended to read:

21 **342.18 (4) (b)** Whenever application therefor accompanied by the required fee
22 is made by any other person and the vehicle in question is a vehicle for which the
23 department had issued a certificate of title to the previous owner or is a vehicle
24 previously registered in another jurisdiction or is a mobile home or manufactured
25 home and the department is satisfied that the present owner has not operated or

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1 consented to the operation of the vehicle since it was transferred to that owner and
2 that he or she understands that the certificate of title merely is evidence of ownership
3 of the vehicle and does not authorize operation of the vehicle on the highways of this
4 state.

5 **SECTION 172.** 342.22 (3) (a) of the statutes is amended to read:

6 342.22 (3) (a) For a mobile home or manufactured home, 16 years.

7 **SECTION 173.** 342.30 (2) of the statutes is amended to read:

8 342.30 (2) An identification number assigned by the department to a mobile
9 home, trailer or semitrailer shall be stamped upon the frame in a readily visible
10 location. The identification number for a manufactured home shall be the serial
11 number required by 24 CFR 3280.6. An identification number assigned to a motor
12 vehicle manufactured prior to January 1, 1969, shall be permanently affixed to the
13 left front pillar. The vehicle identification number for motor vehicles manufactured
14 after January 1, 1969, shall be permanently affixed upon either a part of the vehicle
15 that is not designed to be removed except for repair, or a separate plate which is
16 permanently affixed to such part. The vehicle identification number shall be located
17 inside the passenger compartment and shall be readable, without moving any part
18 of the vehicle, through the vehicle glazing under daylight lighting conditions by an
19 observer having 20/20 vision (Snellen) whose eyepoint is located outside the vehicle
20 adjacent to the left windshield pillar. Identification numbers assigned for cycles
21 shall be stamped on the left side, near the top of the engine casting just below the
22 cylinder barrel. Such stamping or affixing shall be done under the supervision of a
23 dealer, distributor or manufacturer registered under s. 341.51 or under the
24 supervision of a peace officer. The person supervising the stamping or affixing shall
25 make a report thereof to the department.

ASSEMBLY BILL 519**SECTION 174**

1 **SECTION 174.** 342.40 (1) of the statutes is amended to read:

2 342.40 (1) No person shall leave unattended any motor vehicle, trailer,
3 semitrailer ~~or~~, mobile home or manufactured home on any public highway or private
4 or public property, for such time and under such circumstances as to cause the vehicle
5 to reasonably appear to have been abandoned. Except as otherwise provided in this
6 section, whenever any vehicle has been left unattended without the permission of the
7 property owner for more than 48 hours in cities of the 1st class and, in other cities,
8 villages and towns, a period set by the governing body thereof, the vehicle is deemed
9 abandoned and constitutes a public nuisance. A motor vehicle shall not be
10 considered an abandoned motor vehicle when it is out of ordinary public view, or
11 when designated as not abandoned by a duly authorized municipal or county official
12 pursuant to municipal or county ordinance.

13 **SECTION 175.** 342.40 (3) (a) of the statutes is amended to read:

14 342.40 (3) (a) Any municipal or university police officer, police officer appointed
15 under s. 16.84 (2), sheriff's deputy, county traffic patrolman, state traffic officer or
16 conservation warden who discovers any motor vehicle, trailer, semitrailer, ~~or~~ mobile
17 home or manufactured home on any public highway or private or public property
18 which has been abandoned shall cause the vehicle to be removed to a suitable place
19 of impoundment. Upon removal of the vehicle the officer or warden shall notify the
20 sheriff or chief of police of the abandonment and of the location of the impounded
21 vehicle.

22 **SECTION 176.** 343.055 (1) (d) of the statutes is amended to read:

23 343.055 (1) (d) *Recreational vehicle operators.* The operator of the commercial
24 motor vehicle is a person operating a motor home, or a vehicle towing a 5th-wheel
25 ~~mobile home~~ vehicle or single-unit touring ~~mobile home~~ travel trailer not exceeding

ASSEMBLY BILL 519**SECTION 176**

1 45 feet in length and the vehicle or combination, including both units of a
2 combination towing vehicle and the 5th-wheel ~~mobile home~~ vehicle or mobile home,
3 is both operated and controlled by the person and is transporting only members of
4 the person's family, guests or their personal property. This paragraph does not apply
5 to any transportation for hire or the transportation of any property connected to a
6 commercial activity. In this paragraph, "controlled" means leased or owned.

7 **SECTION 177.** 346.94 (8) of the statutes is amended to read:

8 346.94 (8) (title) TRANSPORTING PERSONS IN MOBILE HOMES, MANUFACTURED HOMES
9 OR BOATS. Except as provided in sub. (8m), no person may operate a motor vehicle
10 towing any mobile home, manufactured home, travel trailer or boat on a trailer upon
11 a highway when any person is in such mobile home, manufactured home, travel
12 trailer or boat.

13 **SECTION 178.** 346.94 (8m) (title) of the statutes is amended to read:

14 346.94 (8m) (title) TRANSPORTING PERSONS IN FIFTH-WHEEL MOBILE HOMES
15 VEHICLE.

16 **SECTION 179.** 346.94 (8m) (a) of the statutes is amended to read:

17 346.94 (8m) (a) No person may operate a motor vehicle towing a fifth-wheel
18 ~~mobile home~~ vehicle upon a highway when any person under the age of 12 years is
19 in the fifth-wheel ~~mobile home~~ vehicle unless one person 16 years of age or older is
20 also in the fifth-wheel ~~mobile home~~ vehicle.

21 **SECTION 180.** 346.94 (8m) (b) of the statutes is amended to read:

22 346.94 (8m) (b) No person may operate a motor vehicle towing a fifth-wheel
23 ~~mobile home~~ vehicle upon a highway with any person in such ~~mobile home~~ vehicle
24 unless the fifth-wheel ~~mobile home~~ vehicle is equipped with a two-way
25 communications system in proper working order and capable of providing voice

ASSEMBLY BILL 519**SECTION 180**

1 communications between the operator of the towing vehicle and any occupant of the
2 fifth-wheel mobile home vehicle.

3 **SECTION 181.** 347.13 (1) of the statutes is amended to read:

4 347.13 (1) No person shall operate a motor vehicle, mobile home ~~or,~~
5 manufactured home, travel trailer, trailer or semitrailer upon a highway during
6 hours of darkness unless such motor vehicle, mobile home or trailer ~~or, manufactured~~
7 home, travel trailer or semitrailer is equipped with at least one tail lamp mounted
8 on the rear which, when lighted during hours of darkness, emits a red light plainly
9 visible from a distance of 500 feet to the rear. No tail lamp shall have any type of
10 decorative covering that restricts the amount of light emitted when the tail lamp is
11 in use. No vehicle originally equipped at the time of manufacture and sale with 2 tail
12 lamps shall be operated upon a highway during hours of darkness unless both such
13 lamps are in good working order. This subsection does not apply to any type of
14 decorative covering originally equipped on the vehicle at the time of manufacture
15 and sale.

16 **SECTION 182.** 347.14 (1) of the statutes is amended to read:

17 347.14 (1) No person shall operate a motor vehicle, mobile home ~~or,~~
18 manufactured home, trailer or semitrailer upon a highway unless such motor
19 vehicle, mobile home ~~or, manufactured home,~~ trailer or semitrailer is equipped with
20 at least one stop lamp mounted on the rear and meeting the specifications set forth
21 in this section. The stop lamp on a mobile home ~~or, manufactured home,~~ trailer or
22 semitrailer shall be controlled and operated from the driver's seat of the propelling
23 vehicle. A stop lamp may be incorporated with a tail lamp. No vehicle originally
24 equipped at the time of manufacture and sale with 2 stop lamps shall be operated
25 upon a highway unless both such lamps are in good working order.

ASSEMBLY BILL 519**SECTION 183**

1 **SECTION 183.** 347.15 (1) of the statutes is amended to read:

2 347.15 (1) No person may sell any new motor vehicle, other than a moped or
3 Type 1 motorcycle, unless such motor vehicle is equipped with direction signal lamps
4 meeting the requirements of this section. No person may operate on a highway any
5 motor vehicle sold new after January 1, 1955, or any mobile home or manufactured
6 home, or trailer or semitrailer sold new after January 1, 1968, other than a vehicle
7 which is operated pursuant to s. 341.47 (1) (b) or a moped or Type 1 motorcycle, unless
8 such vehicle is equipped with direction signal lamps meeting the requirements of
9 this section. Any other vehicle may be equipped with such lamps. Subsection (3m)
10 notwithstanding direction signals are not required on trailers when the rear
11 direction signals on the towing vehicle are fully visible from all distances to the rear
12 to 300 feet during normal sunlight when viewed from the driver's seat of the vehicle
13 following.

14 **SECTION 184.** 347.15 (2) of the statutes is amended to read:

15 347.15 (2) Except as provided in sub. (1), there shall be at least 2 direction
16 signal lamps showing to the front on motor vehicles and at least 2 showing to the rear
17 on motor vehicles, mobile homes, manufactured homes, travel trailers, trailers and
18 semitrailers, so as to indicate intention to turn right or left. Lamps showing to the
19 front shall be located on the same level and as widely spaced laterally as practicable
20 and lamps showing to the rear shall be located on the same level and as widely spaced
21 laterally as practicable. Such lamps shall project a flashing white or amber light
22 visible to the front and a flashing red or amber light visible to the rear. Direction
23 signal lamps when in use shall be plainly visible and understandable from all
24 distances to 300 feet during normal sunlight. No direction signal lamp shall have
25 any type of decorative covering that restricts the amount of light emitted when the

ASSEMBLY BILL 519**SECTION 184**

1 direction signal lamp is in use. When actuated, such lamps shall indicate the
2 intended direction of turning by flashing the lights showing to the front and rear on
3 the side toward which the turn is made. This subsection does not apply to any type
4 of decorative covering originally equipped on the vehicle at the time of manufacture
5 and sale.

6 **SECTION 185.** 347.35 (4) of the statutes is amended to read:

7 347.35 (4) (title) ~~MOBILE HOMES~~ TRAVEL TRAILERS. No person shall manufacture
8 and no person shall sell a ~~mobile home~~ travel trailer in this state unless such ~~mobile~~
9 ~~home~~ travel trailer is equipped with brakes adequate to control the movement of and
10 to stop and hold it. No person shall operate on a highway any ~~mobile home~~ travel
11 trailer registered as a 1940 or later year model unless such ~~mobile home~~ travel trailer
12 is equipped with brakes adequate to control the movement of and to stop and hold
13 it.

14 **SECTION 186.** 347.45 (1) of the statutes is amended to read:

15 347.45 (1) All automobiles, motor trucks, motor buses, truck tractors, trailers,
16 semitrailers ~~and~~, mobile homes, manufactured homes and travel trailers when
17 operated upon a highway shall be completely equipped with tires inflated with
18 compressed air and all other motor vehicles when operated on a highway shall be
19 equipped with tires of rubber or of some material or construction of equal resiliency.
20 No person may operate on a highway any motor vehicle, trailer, semitrailer ~~or~~, mobile
21 home, manufactured home or travel trailer having any metal tire in contact with the
22 roadway, except that tire chains of reasonable proportions may be used when
23 required for safety because of snow, ice or other conditions tending to cause a vehicle
24 to skid, and except as provided in sub. (2) (c).

25 **SECTION 187.** 347.47 (title) of the statutes is amended to read:

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1 **347.47** (title) **Drawbars, trailer hitches and mobile home and**
2 **manufactured home couplings.**

3 **SECTION 188.** 347.47 (2) of the statutes is amended to read:

4 347.47 (2) No person shall operate a motor vehicle drawing a trailer,
5 semitrailer ~~or, travel trailer,~~ mobile home or manufactured home upon a highway
6 unless the hitch and coupling attaching the trailer, semitrailer ~~or travel trailer,~~
7 mobile home or manufactured home to the vehicle by which it is drawn is of such
8 construction as to cause such trailer, semitrailer ~~or, travel trailer~~ mobile home or
9 manufactured home to follow in direct line with the propelling vehicle without
10 dangerous side swing or wobble. The hitch and coupling, the surface to which they
11 are attached, and the connections, shall be of sufficient strength to prevent failure
12 under all conditions of operation. The hitch is that part of the connecting
13 mechanism, including the coupling platform and its attaching members or
14 weldments, which is attached to the towing vehicle. The coupling is that part of the
15 connecting mechanism, including the coupling and its attaching members or
16 weldments, which is attached to the trailer ~~or, mobile home~~ or manufactured home
17 and by which connection is made to the hitch. If a device is used between the trailer
18 proper and the coupling such as a pole, such device shall also meet the requirements
19 of this section.

20 **SECTION 189.** 347.47 (3) of the statutes is amended to read:

21 347.47 (3) In addition to the hitch and coupling specified in sub. (2), every
22 towed vehicle shall be coupled to the towing vehicle by means of safety chains,
23 leveling bars or cables. This requirement does not apply to a semitrailer having a
24 connecting device composed of a 5th wheel and kingpin assembly, nor to a pole or pipe
25 dolly. The safety chains, leveling bars or cables shall have only the necessary slack

ASSEMBLY BILL 519**SECTION 189**

1 to permit proper turning and safety chains or cables shall be so connected to the
2 towed and towing vehicle to prevent the drawbar from dropping to the ground if the
3 hitch or coupling disengages. Two separate lengths of safety chain, leveling bars or
4 cable shall be required on all trailers ~~and~~, mobile homes and manufactured homes;
5 however, the department may authorize use of such other appropriate equipment or
6 methods approved by nationally recognized organizations which recommend safety
7 standards for motor vehicles.

8 **SECTION 190.** 347.47 (4) of the statutes is amended to read:

9 347.47 (4) Trailer, semitrailer ~~and~~, travel trailer, mobile home ~~and~~
10 manufactured home couplings and the safety chains, leveling bars or cables shall be
11 of such minimum strength, design and type as established by published rule of the
12 department.

13 **SECTION 191.** 348.05 (2) (i) of the statutes is amended to read:

14 348.05 (2) (i) A realistic body width of 8 feet 6 inches for mobile homes ~~and~~
15 manufactured homes.

16 **SECTION 192.** 348.06 (1) of the statutes is amended to read:

17 348.06 (1) No person, without a permit therefor, shall operate on a highway any
18 motor vehicle, mobile home, manufactured home, trailer or semitrailer having an
19 overall height in excess of 13 1/2 feet, except as otherwise provided in sub. (2).

20 **SECTION 193.** 348.07 (2) (c) of the statutes is amended to read:

21 348.07 (2) (c) 45 feet for mobile homes ~~and~~ manufactured homes;

22 **SECTION 194.** 348.07 (3) (a) of the statutes is amended to read:

23 348.07 (3) (a) The overall length of a mobile home ~~or~~ manufactured home shall
24 be measured from the rear thereof to the rear of the vehicle to which it is attached.

25 **SECTION 195.** 348.10 (5) (a) of the statutes is amended to read:

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1 348.10 (5) (a) All items of load carried by any trailer, semitrailer or , travel
2 trailer, mobile home or manufactured home, except bulk material such as sand,
3 gravel, dirt not in containers, shall be secured to, on or in the trailer, semitrailer,
4 travel trailer, mobile home or manufactured home in such manner as to prevent
5 shifting of the load while the trailer or, semitrailer, travel trailer, mobile home or
6 manufactured home is being drawn by a towing vehicle.

7 **SECTION 196.** 348.10 (5) (c) of the statutes is amended to read:

8 348.10 (5) (c) The load carried by any trailer, semitrailer or, travel trailer,
9 mobile home or manufactured home shall be so positioned that a weight of not less
10 than 35 pounds is imposed at the center of the point of attachment to the towing
11 vehicle when parked on a level surface.

12 **SECTION 197.** 348.25 (6) of the statutes is amended to read:

13 348.25 (6) The officer or agency authorized by s. 348.26 or 348.27 to issue
14 permits may require the permittee to file proof satisfactory to such officer or agency
15 that personal injury and property damage insurance in an amount considered
16 sufficient by such officer or agency will be in force to cover any claim for bodily injury
17 or property damage which may occur in connection with operation under the permit
18 and for which the permittee is legally responsible. Proof of such insurance shall be
19 required in the case of annual permits for transportation of oversize mobile homes
20 or manufactured homes.

21 **SECTION 198.** 348.26 (4) of the statutes is amended to read:

22 348.26 (4) (title) MOBILE HOME AND MANUFACTURED HOME PERMITS. Single trip
23 permits for the movement of oversize mobile homes or manufactured homes may be
24 issued only by the department, regardless of the highways to be used. Every such
25 permit shall designate the route to be used by the permittee.

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1 **SECTION 199.** 348.27 (7) of the statutes is amended to read:

2 348.27 (7) (title) MOBILE HOME AND MANUFACTURED HOME PERMITS. The
3 department may issue annual or consecutive month statewide permits to licensed
4 mobile home or manufactured home transport companies and to licensed mobile
5 home or manufactured home manufacturers and dealers authorizing them to
6 transport oversize mobile homes or manufactured homes over any of the highways
7 of the state in the ordinary course of their business.

8 **SECTION 200.** 348.27 (7m) of the statutes is amended to read:

9 3348.27 (7m) THREE-VEHICLE COMBINATIONS. The department may issue an
10 annual or consecutive month permit for the movement of a 3-vehicle combination
11 consisting of a towing vehicle and, in order by weight, with the lighter of the towed
12 vehicles as the 3rd vehicle in the 3-vehicle combination unless not structurally
13 possible, a mobile home, travel trailer or camping trailer and a boat trailer,
14 motorcycle trailer, personal watercraft trailer or all-terrain vehicle trailer, if the
15 overall length of the combination of vehicles does not exceed 60 feet and the towed
16 vehicles are for the use of the operator of the towing vehicle. A permit under this
17 subsection may be issued only by the department, regardless of the highways to be
18 used. The department may designate the routes that may be used by the permittee.
19 The fee for an annual permit under this subsection is \$40. The fee for a consecutive
20 month permit under this subsection shall be determined in the manner provided in
21 s. 348.25 (8) (bm), except that the \$40 fee for an annual permit under this subsection
22 shall be used in the computation.

23 **SECTION 201.** 349.03 (2) of the statutes is amended to read:

24 349.03 (2) No local authority may enact or enforce any traffic regulation
25 providing for suspension or revocation of motor vehicle operator's licenses or

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1 requiring local registration of vehicles, except as authorized by s. 341.35, or in any
2 manner excluding or prohibiting any motor vehicle, mobile home, manufactured
3 home, trailer, travel trailer or semitrailer whose owner has complied with chs. 341
4 to 348 from the free use of all highways, except as authorized by sub. (3) and ss.
5 66.046 (1) and (3), 349.13, 349.17, 349.22 and 349.23.

6 **SECTION 202.** 422.201 (12m) of the statutes is amended to read:

7 422.201 (12m) This section does not apply to consumer credit sales of or
8 consumer loans secured by a first lien on or equivalent security interest in mobile
9 homes or manufactured homes as defined in s. ~~218.10 (2)~~ 101.91, if the sales or loans
10 are made on or after November 1, 1981.

11 **SECTION 203.** 422.202 (2) (intro.) of the statutes is amended to read:

12 422.202 (2) (intro.) With respect to a consumer credit transaction which
13 involves a ~~mobile~~ manufactured home transaction as defined in s. 138.056 (1) (c) or
14 the extension of credit secured by an interest in real property, the parties may agree
15 to the payment by the customer of the following charges in addition to the finance
16 charge, if they will be paid to persons not related to the merchant, are reasonable in
17 amount, bona fide and not for the purpose of circumvention or evasion of this
18 subchapter:

19 **SECTION 204.** 422.209 (6m) of the statutes is amended to read:

20 422.209 (6m) For purpose of this section, the finance charge in a ~~mobile~~
21 manufactured home transaction as defined in s. 138.056 (1) (c) does not include fees,
22 discounts, or other sums actually imposed by the government national mortgage
23 association, the federal national mortgage association, the federal home loan
24 mortgage corporation or other governmentally sponsored secondary mortgage

ASSEMBLY BILL 519**SECTION 204**

1 market purchaser of the loan or any private secondary mortgage market purchaser
2 of the loan who is not a person related to the original lender.

3 **SECTION 205.** 422.402 (5) (intro.) of the statutes is amended to read:

4 422.402 (5) (intro.) This section does not apply to a ~~mobile~~ manufactured home
5 transaction as defined in s. 138.056 (1) (c) made on or after November 1, 1981 and
6 before November 1, 1984, if:

7 **SECTION 206.** 422.402 (5) (b) of the statutes is amended to read:

8 422.402 (5) (b) The unequal or irregular payment is the final scheduled
9 payment of the transaction, and the merchant agrees to refinance the final scheduled
10 payment at a rate of interest not in excess of the rate disclosed pursuant to subch.
11 III of ch. 422 by more than one percent multiplied by the number of 6-month periods
12 in the term of the immediately prior ~~mobile~~ manufactured home transaction.

13 **SECTION 207.** 422.413 (2g) (intro.) of the statutes is amended to read:

14 422.413 (2g) (intro.) In any consumer credit transaction in which the collateral
15 is a motor vehicle as defined in s. 340.01 (35), a trailer as defined in s. 340.01 (71),
16 a snowmobile as defined in s. 340.01 (58a), a boat as defined in s. 30.50 (2), an aircraft
17 as defined in s. 114.002 (3), or a mobile home or manufactured home as defined in s.
18 ~~218.10 (2)~~ 101.91, a writing evidencing the transaction may provide for the creditor's
19 recovery of all of the following expenses, if the expenses are reasonable and bona fide:

20 **SECTION 208.** 424.301 (1) (b) 1. of the statutes is amended to read:

21 424.301 (1) (b) 1. The actual cash value or stated value of any motor vehicle ~~or,~~
22 mobile home or manufactured home in which the creditor holds a security interest.

23 **SECTION 209.** 707.02 (4) of the statutes is amended to read:

24 707.02 (4) "Campground" means real property that is available for use by
25 campground members under a campground contract and is intended for camping or

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1 outdoor recreation, including the use of campsites and campground amenities by
2 campground members, but does not include a manufactured and mobile home park
3 as defined in s. 66.058 (1) (e).

4 **SECTION 210.** 710.15 (title) of the statutes is amended to read:

5 **710.15** (title) **Mobile Manufactured and mobile home park regulations.**

6 **SECTION 211.** 710.15 (1) (a) of the statutes is amended to read:

7 710.15 (1) (a) "Lease" means a written agreement between an operator and a
8 resident or ~~mobile home~~ occupant establishing the terms upon which the mobile
9 home or manufactured home may be located in the park or the ~~mobile home~~ occupant
10 may occupy a mobile home or manufactured home in the park.

11 **SECTION 212.** 710.15 (1) (am) of the statutes is created to read:

12 710.15 (1) (am) "Manufactured home" has the meaning given in s. 101.91 (2).

13 **SECTION 213.** 710.15 (1) (b) of the statutes is amended to read:

14 710.15 (1) (b) "Mobile home" has the meaning given under s. ~~66.058 (1) (d)~~
15 101.91 (1) but does not include ~~any unit used primarily for camping, touring or~~
16 ~~recreational purposes~~ a travel trailer, as defined in s. 340.01 (72r).

17 **SECTION 214.** 710.15 (1) (c) of the statutes is amended to read:

18 710.15 (1) (c) ~~Mobile home occupant~~ "Occupant" means a person who rents a
19 mobile home or manufactured home in a park from an operator.

20 **SECTION 215.** 710.15 (1) (d) of the statutes is amended to read:

21 710.15 (1) (d) "Operator" means a person engaged in the business of renting
22 plots of ground or mobile homes or manufactured homes in a park to mobile home
23 or manufactured home owners or ~~mobile home~~ occupants.

24 **SECTION 216.** 710.15 (1) (e) of the statutes is amended to read:

ASSEMBLY BILL 519**SECTION 216**

1 710.15 (1) (e) "Park" means a tract of land containing ~~2~~ 3 or more plots of ground
2 upon which mobile homes or manufactured homes or both are located in exchange
3 for the payment of rent or any other fee pursuant to a lease.

4 **SECTION 217.** 710.15 (1) (f) of the statutes is amended to read:

5 710.15 (1) (f) "Resident" means a person who rents a mobile home or
6 manufactured home site in a park from an operator.

7 **SECTION 218.** 710.15 (1m) of the statutes is amended to read:

8 710.15 (1m) REQUIREMENT AND TERM OF LEASE. Every agreement for the rental
9 of a mobile home or manufactured home site or a mobile home or manufactured home
10 shall be by lease. Every lease shall be for a term of at least one year unless the
11 resident or ~~mobile home~~ occupant requests a shorter term and the operator agrees
12 to the shorter term.

13 **SECTION 219.** 710.15 (2) of the statutes is amended to read:

14 710.15 (2) RULES INCLUDED IN LEASE. All park rules that substantially affect the
15 rights or duties of residents or ~~mobile home~~ occupants or of operators, including park
16 rules under sub. (2m) (b), shall be made a part of every lease between them.

17 **SECTION 220.** 710.15 (3) of the statutes is amended to read:

18 710.15 (3) (title) PROHIBITED CONSIDERATION OF AGE OF MOBILE HOME OR
19 MANUFACTURED HOME. (a) An operator may not deny a resident the opportunity to
20 enter into or renew, and may not include, exclude or alter any terms of, a lease to
21 continue to locate a mobile home or manufactured home in the park solely or in any
22 part on the basis of the age of the mobile home or manufactured home.

23 (b) An operator may not require the removal of a mobile home or manufactured
24 home from a park solely or in any part on the basis of the age of the mobile home or

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1 manufactured home, regardless of whether the ownership or occupancy of the mobile
2 home or manufactured home has changed or will change.

3 **SECTION 221.** 710.15 (4) of the statutes is amended to read:

4 710.15 (4) (title) PROHIBITED CONSIDERATION OF CHANGE IN OWNERSHIP OR
5 OCCUPANCY OF MOBILE HOME OR MANUFACTURED HOME. An operator may not require the
6 removal of a mobile home or manufactured home from a park solely or in any part
7 because the ownership or occupancy of the mobile home or manufactured home has
8 changed or will change. An operator may refuse to enter into an initial lease with
9 a prospective resident or ~~mobile home~~ occupant for any other lawful reason.

10 **SECTION 222.** 710.15 (4m) of the statutes is amended to read:

11 710.15 (4m) NO INTEREST IN REAL ESTATE; SCREENING PERMITTED. Neither sub.
12 (3) (b) nor sub. (4) creates or extends any interest in real estate or prohibits the lawful
13 screening of prospective residents and ~~mobile home~~ occupants by an operator.

14 **SECTION 223.** 710.15 (5m) (intro.) of the statutes is amended to read:

15 710.15 (5m) TERMINATION OF TENANCY OR NONRENEWAL OF LEASE. (intro.)
16 Notwithstanding ss. 704.17 and 704.19, the tenancy of a resident or ~~mobile home~~
17 occupant in a park may not be terminated, nor may the renewal of the lease be denied
18 by the park operator, except upon any of the following grounds:

19 **SECTION 224.** 710.15 (5m) (e) of the statutes is amended to read:

20 710.15 (5m) (e) Violation of park rules that endangers the health or safety of
21 others or disrupts the right to the peaceful enjoyment and use of the premises by
22 others, after written notice to cease the violation has been delivered to the resident
23 or ~~mobile home~~ occupant.

24 **SECTION 225.** 710.15 (5m) (em) of the statutes is amended to read:

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1 710.15 (5m) (em) Violation of federal, state or local laws, rules or ordinances
2 relating to mobile homes or manufactured homes after written notice to cease the
3 violation has been delivered to the resident or ~~mobile home~~ occupant.

4 **SECTION 226.** 710.15 (5m) (h) of the statutes is amended to read:

5 710.15 (5m) (h) The physical condition of the mobile home or manufactured
6 home presents a threat to the health or safety of its occupants or others in the park
7 or, by its physical appearance, disrupts the right to the enjoyment and use of the park
8 by others.

9 **SECTION 227.** 779.85 (6) of the statutes is amended to read:

10 779.85 (6) "Prepayment" means any full or partial payment received by a seller
11 or an obligation incurred by a customer to a creditor or to a seller or to a seller's
12 assignee for maintenance to be performed by a seller if payment is made before the
13 maintenance is rendered or received. This term does not include prepayment for
14 maintenance under an insurance policy. Except with regard to a warranty under s.
15 ~~218.14~~ 16.998, this term does not include prepayment for maintenance to be provided
16 under a manufacturer's warranty on goods or maintenance unless there is a
17 prepayment made for maintenance to be rendered under the warranty separate from
18 the payment for the goods themselves.

19 **SECTION 228.** 852.09 (2) of the statutes is amended to read:

20 852.09 (2) Home means any dwelling in the estate of the decedent which at the
21 time of the decedent's death the surviving spouse occupies or intends to occupy; if
22 there are several such dwellings, any one may be selected by the surviving spouse.
23 It includes but is not limited to any of the following: a house, a mobile home, a
24 manufactured home, a duplex or multiple apartment building one unit of which is
25 occupied by the surviving spouse, or a building used in part for a dwelling and in part

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1 for commercial or business purposes. The home includes all of the surrounding land,
2 unless the court in its discretion sets off part of the land as severable from the
3 remaining land. On petition of the surviving spouse or of any interested person that
4 part of the land is not necessary for dwelling purposes and that it would be
5 inappropriate to assign all of the surrounding land as the home, the court may set
6 off for the home so much of the land as is necessary for a dwelling. In determining
7 whether to allow a division of the land and in determining how much land should be
8 set off, the court shall take into account the use and marketability of the parcels set
9 off as the home and the remaining land. The court shall deny a petition for division
10 unless division is clearly appropriate under the circumstances and can be made
11 without prejudice to the rights of all persons interested in the estate.

12 **SECTION 229.** 941.20 (1) (d) of the statutes is amended to read:

13 941.20 (1) (d) While on the lands of another discharges a firearm within 100
14 yards of any building devoted to human occupancy situated on and attached to the
15 lands of another without the express permission of the owner or occupant of the
16 building. "Building" as used in this paragraph includes any house trailer ~~or~~, mobile
17 home or manufactured home but does not include any tent, bus, truck, vehicle or
18 similar portable unit.

19 **SECTION 230.** 943.10 (1) (am) of the statutes is created to read:

20 943.10 (1) (am) A mobile home or manufactured home; or

21 **SECTION 231.** 943.10 (1) (e) of the statutes is amended to read:

22 943.10 (1) (e) A motor home or other motorized type of home ~~or a trailer home~~,
23 whether or not any person is living in any such home; or

24 **SECTION 232.** 990.01 (14) of the statutes is amended to read:

