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HB1201_L.011

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Local Government.

HB20-1201 be amended as follows:

1 Amend reengrossed bill, page 4, line 17, after the period add "If, NO
2 EARLIER THAN THIRTY DAYS AFTER A MOBILE HOME PARK OWNER
3 PROVIDES THE NOTICE REQUIRED BY THIS SUBSECTION (1) OR SUBSECTION
4 (2) OF THIS SECTION, AT LEAST FIFTY PERCENT OF THE HOME OWNERS WHO
5 RESIDE IN THE PARK PROVIDE SIGNED WRITINGS TO THE MOBILE HOME
6 PARK OWNER EXPRESSING NO INTEREST IN PURCHASING THE PARK, THEN
7 THE OPPORTUNITY TO PURCHASE PROVIDED BY SUBSECTION (4) OF THIS
8 SECTION SHALL TERMINATE EVEN IF THE NINETY-DAY PERIOD PROVIDED
9 FOR IN SUBSECTION (4)(a) OF THIS SECTION HAS NOT YET ELAPSED."

10 Page 10, after line 23 insert:

11 "(13) TO QUALIFY FOR AN EXEMPTION UNDER SUBSECTION (12) OF
12 THIS SECTION, A TRANSACTION MUST NOT BE MADE IN BAD FAITH, MUST BE
13 MADE FOR A LEGITIMATE BUSINESS PURPOSE OR A LEGITIMATE FAMILIAL
14 PURPOSE CONSISTENT WITH THE EXEMPTIONS LISTED IN SUBSECTION (12)
15 OF THIS SECTION, AND MUST NOT BE MADE FOR THE PRIMARY PURPOSE OF
16 AVOIDING THE OPPORTUNITY-TO-PURCHASE PROVISIONS SET FORTH IN THIS
17 SECTION."

18 Renumber succeeding subsection accordingly.

19 Page 11, line 2, strike "(13)(a)" and substitute "(14)(a)".

20 Page 11, after line 2 insert:

21 "(15) THE DEPARTMENT OF LOCAL AFFAIRS AND THE OFFICE OF
22 ADMINISTRATIVE COURTS DO NOT HAVE THE AUTHORITY TO ISSUE
23 INJUNCTIVE RELIEF IN RESPONSE TO A COMPLAINT ALLEGING A VIOLATION
24 OF THIS SECTION OR TO DELAY A TRANSFER OR TRANSACTION INVOLVING
25 THE PROPERTY AND FILING AN ADMINISTRATIVE COMPLAINT REFERENCING
26 THIS SECTION SHALL NOT HAVE THE EFFECT OF DOING SO."

27 Page 11, line 7, strike "May 1, 2020," and substitute "~~May 1, 2020~~, ON
28 THE EFFECTIVE DATE OF THIS SUBSECTION (1), AS AMENDED,".

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