

**SUBSTITUTE FOR  
HOUSE BILL NO. 4299**

A bill to amend 1987 PA 96, entitled  
"The mobile home commission act,"  
(MCL 125.2301 to 125.2350) by adding section 16b.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 16b. (1) Notwithstanding any provision of law to the  
2       contrary, if the department denies a license application under  
3       section 16, the department shall give written notice of the denial  
4       by registered mail to the applicant stating reasons for the denial  
5       and the right to appeal the denial to the commission. An applicant  
6       denied a license may request an appeal before the commission on the  
7       denial not later than 15 business days after the United States  
8       Postal Service confirms delivery or attempted delivery of the  
9       denial. On receipt of the applicant's appeal, the department shall



1 set a date and place for the commission to hear the appeal, which  
2 may be at any regular meeting or at any special meeting of the  
3 commission duly called for that purpose. The commission shall issue  
4 a determination on the appeal within 120 days of the applicant's  
5 appeal. If the commission makes a determination that is different  
6 from the department's decision, the commission shall issue a  
7 written opinion stating the reasons for the determination,  
8 including the applicable statutory provision or promulgated rules  
9 it relied upon in making that determination. On receipt of the  
10 commission's determination, the department shall do either of the  
11 following:

12 (a) Issue the license to the applicant if the determination  
13 states that the department must issue the license.

14 (b) Decline to issue the license if the determination rejects  
15 the applicant's appeal.

16 (2) If the department fails to set a date and place for the  
17 commission to hear the applicant's appeal within 120 days of the  
18 applicant's request for an appeal, the department shall issue the  
19 license.

20 (3) A licensed owner of a mobile home park or seasonal mobile  
21 home park shall notify the department of any of the following  
22 within 30 days of its occurrence:

23 (a) A change of ownership.

24 (b) A change of the mailing or electronic business address of  
25 the licensed owner of the mobile home park or seasonal mobile home  
26 park.

27 (4) An owner of a mobile home park or seasonal mobile home  
28 park that sells a mobile home park or seasonal mobile home park  
29 shall, within 30 days of the sale, provide the department with a



1 copy of the sales contract or any recorded deed and notify the  
2 department of all of the following:

3 (a) The identity of the buyer of the mobile home park or  
4 seasonal mobile home park, including the contact information of the  
5 buyer.

6 (b) The date of the sale.

7 (c) Any change in the seller's contact information.

8 (5) The department in consultation with the commission shall  
9 promulgate rules pursuant to the administrative procedures act of  
10 1969, 1969 PA 306, MCL 24.201 to 24.328, to do all of the  
11 following:

12 (a) Provide standards and procedures for the commission to  
13 determine whether a mobile home park or seasonal mobile home park  
14 that is not in substantial compliance with the rules promulgated  
15 under sections 5 and 6 is a distressed park. The standards and  
16 procedures must provide the owner of the mobile home park or  
17 seasonal mobile home park with an opportunity for an evidentiary  
18 hearing and require the commission to consider, at least, all of  
19 the following:

20 (i) The length of time the mobile home park or seasonal mobile  
21 home park has not been in substantial compliance with the rules  
22 promulgated under sections 5 and 6.

23 (ii) Whether the owner of the mobile home park or seasonal  
24 mobile home park was notified and had sufficient opportunity to  
25 bring the mobile home park or seasonal mobile home park into  
26 substantial compliance.

27 (iii) Any imminent threat to the health or safety of the  
28 residents of the mobile home park or seasonal mobile home park.

29 (iv) Whether the mobile home park or seasonal mobile home park



1 has been or is likely to be abandoned by the owner.

2 (b) Require the owner of a distressed mobile home park or  
3 seasonal mobile home park to post financial assurance in the form  
4 of a bond, cash deposit, or other financial arrangement to ensure  
5 the repair and cleanup of the mobile home park or seasonal mobile  
6 home park, including the repair of substandard or noncomplying  
7 park-owned utility systems and the removal and disposal of  
8 abandoned mobile homes, scrap material, or other waste.

9 Enacting section 1. This amendatory act does not take effect  
10 unless all of the following bills of the 101st Legislature are  
11 enacted into law:

12 (a) House Bill No. 4298.

13 (b) House Bill No. 4300.

14 (c) House Bill No. 4301.

15 (d) House Bill No. 4302.

16 (e) House Bill No. 4303.

17 (f) House Bill No. 4304.

