

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

HOUSE BILL 2140

4
5 By: Representative Ferrell
6 By: Senator Mahony

For An Act To Be Entitled

9 "AN ACT TO REQUIRE DEALERS OF MANUFACTURED HOMES TO
10 PROVIDE A COMPLETE WRITTEN DESCRIPTION OF EACH
11 MANUFACTURED HOME SOLD, INCLUDING ALL MATERIAL ITEMS,
12 OPTIONS, AND TERMS; AND FOR OTHER PURPOSES."

Subtitle

15 "TO REQUIRE DEALERS OF MANUFACTURED
16 HOMES TO PROVIDE A COMPLETE WRITTEN
17 DESCRIPTION OF EACH MANUFACTURED HOME
18 SOLD, INCLUDING ALL MATERIAL ITEMS,
19 OPTIONS, AND TERMS"

20
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

22
23 SECTION 1. (a) All dealers, as defined by Arkansas Code Annotated
24 § 20-25-102(4), shall maintain and provide a written description in duplicate
25 of each manufactured home sold. The written description shall include, but
26 not be limited to, all material items, features, and options of the
27 manufactured home.

28 (b) Each consumer who purchases, exchanges, or leases the manufactured
29 home shall be provided the original description of the manufactured home
30 purchased, exchanged, or leased, at the time the manufactured home is
31 purchased, exchanged, or leased.

32 (c) A violation of this section shall constitute an unfair or deceptive
33 act or practice as defined by the Deceptive Trade Practices Act, Arkansas Code
34 Annotated §§ 4-88-101, et seq., and shall be subject to all remedies,
35 penalties, and authority granted to the Attorney General under the Deceptive
36 Trade Practices Act, Arkansas Code Annotated §§ 4-88-101, et seq. However,

1 the provisions of this subsection shall not preclude any consumer from
2 availing himself of other remedies provided by law.

3

4 SECTION 2. All provisions of this act of a general and permanent nature
5 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
6 Revision Commission shall incorporate the same in the Code.

7

8 SECTION 3. If any provision of this act or the application thereof to
9 any person or circumstance is held invalid, such invalidity shall not affect
10 other provisions or applications of the act which can be given effect without
11 the invalid provision or application, and to this end the provisions of this
12 act are declared to be severable.

13

14 SECTION 4. All laws and parts of laws in conflict with this act are
15 hereby repealed.

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35