

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

As Engrossed: H3/24/97

# A Bill

HOUSE BILL 2240

4  
5 By: Representatives Ferrell and Allison  
6 By: Senator Mahony

## For An Act To Be Entitled

9 "AN ACT TO INSURE THAT PURCHASERS OF NEW MANUFACTURED  
10 HOMES RECEIVE A PURCHASE AGREEMENT AT THE TIME OF SALE;  
11 AND FOR OTHER PURPOSES."

### Subtitle

14 "TO INSURE THAT PURCHASERS OF NEW  
15 MANUFACTURED HOMES RECEIVE A PURCHASE  
16 AGREEMENT AT THE TIME OF SALE."

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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. (a) All manufactured home dealers, as defined by Arkansas  
21 Code 20-25-102(4) shall be required to provide a written purchase agreement to  
22 the purchaser of each new manufactured home sold in the State of Arkansas.

23 (b) Each written purchase agreement issued by a manufactured home  
24 dealer upon the purchase of new manufactured home shall include, but not be  
25 limited to:

26 (1) the make, model and gross purchase price of the new  
27 manufactured home;

28 (2) options or material upgrades which influence the purchase  
29 price of the home;

30 (3) transportation and delivery arrangements, if applicable;

31 (4) installation, set-up and anchoring arrangements, if  
32 applicable.

33 (c) A knowing violation of Section 1(a) of this act shall constitute an  
34 unfair or deceptive act or practice as defined by the Deceptive Trade  
35 Practices Act, Arkansas Code § 4-88-101, et seq., and shall be subject to all  
36 remedies, penalties and authority granted to the Attorney General under the

1 Deceptive Trade Practices Act, Arkansas Code § 4-88-101, et seq. The  
2 provisions of this act shall not create a private right of action, but the  
3 provisions of this act shall not preclude any new manufactured home purchaser  
4 from availing himself of other legal or administrative remedies provided by  
5 other laws.

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

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

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

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20 /s/Rep. Ferrell et al

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