

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

H

2

**HOUSE BILL 1288
Committee Substitute Favorable 7/11/06**

Short Title: Cleanup of Abandoned Mobile Homes. (Public)

Sponsors:

Referred to:

April 19, 2005

A BILL TO BE ENTITLED

1 AN ACT TO DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO
2 STUDY ISSUES RELATED TO ABANDONED MANUFACTURED HOMES IN
3 ORDER TO PROTECT PUBLIC HEALTH AND THE ENVIRONMENT.
4

5 Whereas, manufactured housing is an important form of housing for more
6 than fifteen percent of North Carolina households; and

7 Whereas, North Carolina is the nation's third largest consumer of
8 manufactured housing; and

9 Whereas, North Carolina has more than 4,000 landlease manufactured
10 housing communities; and

11 Whereas, the aging housing stock of manufactured housing has created an
12 estimated 40,000 abandoned units and the growth of these abandoned units will increase
13 in the coming years; and

14 Whereas, these abandoned units are detrimental to public health and safety,
15 the environment, and economic development of North Carolina; Now, therefore,
16 The General Assembly of North Carolina enacts:

17 **SECTION 1.(a)** Study. – The Environmental Review Commission shall
18 study issues related to abandoned manufactured homes. The Commission shall
19 specifically study: the impacts that abandoned manufactured homes have with regard to
20 public health and safety, the environment, and the State's scenic resources; removal and
21 transportation issues related to abandoned manufactured homes, solid waste disposal
22 issues related to abandoned manufactured homes, including costs of disposal, removal
23 of hazardous substances, and opportunities for reuse and recyclability of components of
24 deconstructed homes; design of local government programs and regional approaches for
25 the proper disposal of abandoned manufactured homes; and the feasibility and
26 advisability of imposing an advance disposal tax on the sale of new and used
27 manufactured homes to fund deconstruction of abandoned manufactured homes.

28 **SECTION 1.(b)** Subcommittee. – In order to facilitate the conduct of this
29 study, the Cochairs of the Environmental Review Commission may establish a

1 subcommittee of the Commission. The subcommittee of the Commission may include
2 nonlegislative members who have special knowledge, interest, or expertise in various
3 aspects of manufactured homes, solid waste management, local government, affordable
4 housing issues, and tax collection matters, appointed in consultation with the President
5 Pro Tempore of the Senate and the Speaker of the House of Representatives. At a
6 minimum, the Cochairs shall appoint four members at large, who may be members of
7 the Commission, in addition to the following members:

- 8 (1) The Executive Director of the North Carolina Association of County
9 Commissioners, or the Director's designee.
- 10 (2) The Executive Director of the North Carolina League of
11 Municipalities, or the Director's designee.
- 12 (3) The President of the North Carolina Tax Collector's Association, or the
13 President's designee.
- 14 (4) The Director of the Division of Waste Management of the Department
15 of Environment and Natural Resources, or the Director's designee.
- 16 (5) The Director of the Division of Pollution Prevention and
17 Environmental Assistance of the Department of Environment and
18 Natural Resources, or the Director's designee.
- 19 (6) The Executive Director of the North Carolina Manufactured Housing
20 Institute, or the Director's designee.
- 21 (7) The Executive Director of the Community Reinvestment Association
22 of North Carolina, or the Director's designee.
- 23 (8) Secretary of the Department of Revenue, or the Secretary's designee.

24 **SECTION 1.(c)** Report. – The Commission shall report its findings, together
25 with any recommended legislation, to the 2007 Regular Session of the 2007 General
26 Assembly upon its convening.

27 **SECTION 2.** This act is effective when it becomes law.