

1 HB456
2 199206-2
3 By Representatives Pettus, Treadaway, Hill, Standridge, Drake
4 and Wilcox
5 RFD: Judiciary
6 First Read: 16-APR-19

1 ENGROSSED

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4 A BILL

5 TO BE ENTITLED

6 AN ACT

7

8 Relating to recreational parks; to allow the
9 operator of a recreational vehicle park to request a guest in
10 the park to leave the park for specified conduct; to provide
11 the procedure for notifying a guest to leave the park; to
12 provide criminal penalties; and in connection therewith would
13 have as its purpose or effect the requirement of a new or
14 increased expenditure of local funds within the meaning of
15 Amendment 621 of the Constitution of Alabama of 1901, now
16 appearing as Section 111.05 of the Official Recompilation of
17 the Constitution of Alabama of 1901, as amended.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. (a) As used in this section, the term
20 "recreational vehicle park" has the following meaning:

21 A place set aside and offered by a person, for
22 direct or indirect remuneration of the owner, lessor, or
23 operator of the place, for the parking, accommodation, or
24 rental of five or more recreational vehicles or tents. The
25 term includes buildings and sites set aside for group camping
26 and similar recreational facilities.

1 (b) The operator of a recreational vehicle park may
2 request a guest of the park who, while on the premises of the
3 park, illegally possesses or deals in a controlled substance,
4 as defined in Section 20-2-2 of the Code of Alabama 1975; who
5 disturbs the peace and comfort of other persons; or who causes
6 damage to the park; ~~or who fails to make payment of rent at~~
7 ~~the rental rate agreed upon and by the time agreed upon,~~ to
8 leave the park.

9 (c) The operator of a recreational vehicle park may
10 notify a guest who commits any of the acts in subsection (b)
11 that the park no longer desires to entertain the guest and may
12 request the guest immediately depart from the park. The notice
13 shall be given in writing. If the guest has paid in advance,
14 the park operator, at the time the notice is given, shall
15 tender to the guest the unused portion of the advance payment.
16 Any guest who remains or attempts to remain in the park after
17 being requested to leave pursuant to this subsection is guilty
18 of a Class B misdemeanor.

19 (d) The operator of the park shall employ all
20 reasonable and proper means to care for any personal property
21 left on the premises by a guest who has been ~~evicted~~ removed
22 as a result of this statute and refund any unused portion of
23 moneys paid by the guest for the occupancy of the premises.

24 Section 2. Although this bill would have as its
25 purpose or effect the requirement of a new or increased
26 expenditure of local funds, the bill is excluded from further
27 requirements and application under Amendment 621, now

1 appearing as Section 111.05 of the Official ReCompilation of
2 the Constitution of Alabama of 1901, as amended, because the
3 bill defines a new crime or amends the definition of an
4 existing crime.

5 Section 3. This act shall become effective on the
6 first day of the third month following its passage and
7 approval by the Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Judiciary 16-APR-19

Read for the second time and placed
on the calendar 1 amendment 25-APR-19

Read for the third time and passed
as amended..... 02-MAY-19

Yeas 92, Nays 2, Abstains 5

Jeff Woodard
Clerk