

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

ENROLLED, An Act,

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

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

(b) The operator of a recreational vehicle park may request a guest of the park who, while on the premises of the park, illegally possesses or deals in a controlled substance, as defined in Section 20-2-2 of the Code of Alabama 1975; who

1 disturbs the peace and comfort of other persons; or who causes
2 damage to the park; ~~or who fails to make payment of rent at~~
3 ~~the rental rate agreed upon and by the time agreed upon,~~ to
4 leave the park.

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

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

20 Section 2. Although this bill would have as its
21 purpose or effect the requirement of a new or increased
22 expenditure of local funds, the bill is excluded from further
23 requirements and application under Amendment 621, now
24 appearing as Section 111.05 of the Official Recompilation of
25 the Constitution of Alabama of 1901, as amended, because the

1 bill defines a new crime or amends the definition of an
2 existing crime.

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

