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**IDAPA 07
Title 03
Chapter 12**

07.03.12 - RULES GOVERNING MANUFACTURED HOME INSTALLATIONS

000. LEGAL AUTHORITY.

In accordance with Section 44-2201, Idaho Code, the administrator of the Idaho Division of Building Safety is authorized to promulgate rules necessary to implement the provisions of Title 44, Chapters 21 and 22, Idaho Code. The administrator may also promulgate rules providing for variances from the installation requirements specified in Section 44-2204 and 44-2205, Idaho Code, or rules specifying standardized installation instructions for manufacturers, or both. (4-5-00)

001. TITLE AND SCOPE.

01. Title. These rules shall be cited as 07.03.12, "Rules Governing Manufactured Home Installations," Division of Building Safety, IDAPA 07.03.12. (4-5-00)

02. Scope. These rules apply to the installation of manufactured/mobile homes used for purposes of human habitation (living, sleeping) in the state of Idaho. (4-5-00)

002. WRITTEN INTERPRETATIONS.

There are no written interpretations. (5-25-94)

003. ADMINISTRATIVE APPEALS.

This chapter does provide for administrative relief of the provisions outlined herein. (5-25-94)

004. INCORPORATION BY REFERENCE.

The Idaho Manufactured Home Installation Standard (January 1, 2002 edition) is hereby incorporated by reference into IDAPA 07.03.12, "Rules Governing Manufactured Home Installations". A current copy is available for review or copying at the office of the Division of Building Safety. (3-15-02)

005. APPLICATION - COMPLIANCE.

01. Application -- State Preemption. The standards referred to in this chapter are considered to be a comprehensive statement of all applicable standards which apply to the installation, alteration or repair of manufactured or mobile homes in Idaho. Cities and counties may not adopt or enforce more or less stringent standards, except as permitted by Section 67-6509(A) Idaho Code, as it pertains to the siting of manufactured homes in residential areas. (4-5-00)

02. Compliance -- Disciplinary Action Against Licensees. Failure to comply with these standards constitutes grounds for imposition of discipline as provided in Title 44, Chapters 21 and 22, Idaho Code and IDAPA 07.03.11, "Rules Governing Manufactured/Mobile Home Licensing," and 07.03.12, "Rules Governing Manufactured Home Installations". (4-5-00)

006. -- 011. (RESERVED).

012. USE OF MANUFACTURERS' INSTALLATION INSTRUCTIONS.

Installation Instructions. Manufacturer's installation instructions may be used only where specifically permitted within Subsections 301.04 and 304.03 of the standards referenced in Section 005 of this chapter. All manufactured/mobile homes must be installed in accordance with all other applicable state laws pertaining to utility connection requirements. (4-5-00)

013. INSTALLATION PERMITS AND INSPECTIONS REQUIRED.

01. Installation Permit. The owner or the installer of a manufactured/mobile home must obtain an installation permit as required by city or county ordinance before installing a manufactured/mobile home that will be used as a residence on a building site or in a park. The installer must have a current and valid license in effect at the

time of the application for the installation permit.

(5-25-94)

02. City Or County Jurisdiction. Cities and counties, which have by ordinance adopted a building code, shall establish a permit process for the installation of all manufactured/mobile homes within their respective jurisdictions and shall provide for inspection of all work required by the installation provisions of the Idaho Manufactured Home Installation, pursuant to the provisions of Section 44-2202, Idaho Code. Fees for installation permits and inspections shall be as established by the city or county having jurisdiction. (4-5-00)

014. SUPERVISION BY RESPONSIBLE MANAGING EMPLOYEE.

A responsible managing employee, as the term is defined in IDAPA 07.03.11, "Rules Governing Manufactured/Mobile Home Licensing," Subsection 004.20, shall personally supervise any installation of a manufactured/mobile home at its place of occupancy unless the installer licensee personally supervises such installation. (4-5-00)

015. LICENSE SUSPENSION OR REVOCATION.

The administrator may suspend or revoke or not renew any license for any wilful or repeated violation of 07.03.12, "Rules Governing Manufactured Home Installations," or Title 44, Chapters 21 or 22, Idaho Code. Any such proceeding shall be handled as a contested case and according to the procedures set forth in IDAPA 07.03.11, "Rules Governing Manufactured/Mobile Home Licensing," Title 67, Chapter 52, Idaho Code, and the Attorney General's Model Rules of Practice and Procedure. (4-5-00)

016. -- 999. (RESERVED).

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