

A MANUFACTURED HOME THAT IS MANUFACTURED AFTER JANUARY 1, 1973, MAY NOT BE SOLD OR OFFERED FOR SALE TO A FIRST USER IN THE STATE UNLESS THE MANUFACTURED HOME:

(1) IS CERTIFIED BY THE DEPARTMENT FOR SALE IN THE STATE AND BEARS THE INSIGNIA PROVIDED BY THE DEPARTMENT; OR

(2) IS CERTIFIED AND LABELED UNDER THE MANUFACTURED HOME CONSTRUCTION AND SAFETY STANDARDS ACT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 83B, §§ 6-208 and 6-204(c)(1).

In subsection (b)(1) of this section, the reference to the manufactured home being "certified by the Department for sale in the State" is added for clarity. The manufactured home would not bear the insignia of the Department unless it was certified for sale in the State.

Defined terms: "Department" § 12-301

"First user" § 12-301

"Industrialized building" § 12-301

"Install" § 12-301

"Manufactured home" § 12-301

"Manufactured Home Construction and Safety Standards Act" § 12-301

12-307. EVALUATION AND TESTING OF INDUSTRIALIZED BUILDINGS.

(A) IN GENERAL.

(1) THE DEPARTMENT SHALL DETERMINE WHETHER EACH PROPOSED INDUSTRIALIZED BUILDING MEETS THE STANDARDS CONTAINED IN THE REGULATIONS OF THE DEPARTMENT.

(2) THE DETERMINATION SHALL INCLUDE THE EVALUATION AND TESTING OF THE INDUSTRIALIZED BUILDING AND THE QUALITY CONTROL SYSTEM AT THE FACTORY OF ORIGIN AND AT THE BUILDING SITE.

(B) AUTHORIZED TESTERS.

(1) THE DEPARTMENT SHALL PERFORM THE DETERMINATION REQUIRED BY SUBSECTION (A) OF THIS SECTION THROUGH ITS OWN PERSONNEL OR THROUGH A DESIGNATED AGENT.

(2) THE DESIGNATED AGENT SHALL BE:

(I) QUALIFIED PERSONNEL OF A LOCAL ENFORCEMENT AGENCY;
OR

(II) A TESTING FACILITY THAT IS APPROVED BY THE DEPARTMENT.

(3) THE TESTING FACILITY SHALL BE:

(I) AN ARCHITECT OR PROFESSIONAL ENGINEER WHOSE REGISTRATION IS ACCEPTED BY THE STATE; OR