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HOUSE BILL 200

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

INTRODUCED BY

Miguel P. Garcia

AN ACT

RELATING TO MOBILE HOMES; PROVIDING FOR NOTIFICATION OF MOBILE HOME PARK RESIDENTS OF UTILITY SERVICE CHARGES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 47-10-21 NMSA 1978 (being Laws 1993, Chapter 147, Section 7) is amended to read:

"47-10-21. PROVISION OF UTILITY SERVICES--ADMINISTRATIVE FEE--DISCLOSURE REQUIREMENT.--

A. A landlord may charge residents a reasonable fee to offset the cost of administration incurred by a landlord when ~~[he]~~ the landlord provides utility services to residents, not to exceed the maximum fee published by the public regulation commission pursuant to Chapter 62, Article 6 NMSA 1978.

B. The amount of the administrative fee for utility

underscored material = new
[bracketed material] = delete

1 services shall be fully and accurately disclosed in writing in
2 a rental agreement, pursuant to the provisions of Paragraph
3 [~~(6)~~] (7) of Subsection A of Section 47-10-14 NMSA 1978.

4 C. A landlord shall fully and accurately disclose
5 in writing to a resident any increase in the administrative
6 fee. The disclosure shall be provided to a resident at least
7 sixty days prior to implementation of an increase in the
8 administrative fee."

9 Section 2. A new section of Chapter 62, Article 6 NMSA
10 1978 is enacted to read:

11 "[NEW MATERIAL] MOBILE HOME PARK UTILITY ADMINISTRATIVE
12 FEES.--The commission shall establish by rule, and periodically
13 update, the maximum allowable administrative fees that may be
14 charged by a mobile home park landlord who is providing utility
15 services to residents, taking into consideration the reasonable
16 costs incurred by landlords."