

1 H.722
2 Introduced by Representatives Sharpe of Bristol, Botzow of Pownal, and
3 Miller of Shaftsbury
4 Referred to Committee on
5 Date:
6 Subject: Commerce and trade; consumer protection; manufactured homes
7 Statement of purpose of bill as introduced: This bill proposes to amend the
8 State consumer protection laws to apply to manufactured homes that fail to
9 meet federal energy conservation standards.

10 An act relating to manufactured homes and energy conservation standards
11 It is hereby enacted by the General Assembly of the State of Vermont:
12 Sec. 1. 9 V.S.A. chapter 63 is amended to read:
13 CHAPTER 63. CONSUMER PROTECTION
14 Subchapter 1. General Provisions
15 * * *
16 § 2453. PRACTICES PROHIBITED; ANTITRUST AND CONSUMER
17 PROTECTION
18 (a) Unfair methods of competition in commerce and unfair or deceptive
19 acts or practices in commerce are hereby declared unlawful.

12 (d) Violation of a rule adopted by the Attorney General is prima facie proof
13 of the commission of an unfair or deceptive act in commerce.

14 (e) The provisions of subsections (a), (c), and (d) of this section shall also
15 be applicable to real estate transactions.

16 * * *

Subchapter 1F. Manufactured Homes

§ 2470oo. DEFINITIONS

19 As used in this subchapter, “manufactured home” has the same definition as
20 the term in 42 U.S.C. § 5402(6).

1 § 2470pp. APPLICABILITY

2 (a) A manufactured home is a good or service within the meaning of
3 subsection 2451a(b) of this chapter.

4 (b) This subchapter applies only to persons who are regularly and primarily
5 engaged in trade or commerce in this State in connection with selling
6 manufactured homes.

7 (c) This subchapter applies to manufactured homes that are subject to the
8 National Manufactured Housing Construction and Safety Standards Act of
9 1974 as amended by the Manufactured Housing Improvement Act of 2000,
10 42 U.S.C. §§ 5401-5426.

11 § 2470qq. PROHIBITION

12 A person shall not sell to a consumer a manufactured home that fails to
13 comply with federal energy conservation standards for manufactured homes
14 established under federal law, including the standards set forth in 24 C.F.R.
15 part 3280.

16 § 2470rr. VIOLATIONS

17 (a) A person who violates this subchapter commits an unfair and deceptive
18 act in trade and commerce in violation of section 2453 of this chapter.

19 (b) The Attorney General has the same authority to make rules, conduct
20 civil investigations, enter into assurances of discontinuance, and bring civil
21 actions as provided under subchapter 1 of this chapter.

1 Sec. 2. EFFECTIVE DATE

2 This act shall take effect on July 1, 2018.