

**Adopt Inst 601 and Inst 602.01, previously effective 5/15/13 as Inst 501 and Inst 502.01 (Document #10337), and expired 5/15/23, cited and to read as follows:**

CHAPTER INST [5]600 INSPECTIONS OF MANUFACTURED HOUSING INSTALLATIONS

PART Inst 601 DEFINITIONS

Inst 601.01 “Inspector” means the local enforcement agency. If there is no local enforcement agency, the board’s designee shall function as the inspector.

PART Inst 602 INSPECTIONS

Inst 602.01 Inspections of Installations.

(a) All manufactured houses installed pursuant to RSA 205-D and Inst 600 shall be inspected to ensure compliance with state installation standards established under RSA 205-D and Inst 600;

(b) An inspection shall be conducted by the board’s designee only if there is no local official appointed by a city or town to complete an inspection; and

(c) Upon completion of the manufactured housing installation, the licensee shall schedule the inspection required pursuant to Inst 502.01(a).

**Adopt Inst 602.02 through Inst 602.04, previously effective 4/14/12 as Inst 502.02 through Inst 502.04 (Document #10115), and expired 4/4/22, to read as follows:**

Inst 602.02 Inspectors.

(a) Pursuant to RSA 205-D:5, I(b), inspectors shall have authority to enter the premises anytime during the installation in order to carry out their responsibilities.

(b) Inspectors shall have the authority to:

(1) Issue orders for the correction of an installation code or warranty violation that is within their jurisdiction;

(2) Issue orders to discontinue installation until violation(s) are corrected;

(3) Approve continuation of the work on the installation upon being satisfied that the violation has been corrected; and

(4) Issue a certificate of compliance upon satisfaction that a manufactured house has been installed in compliance with RSA 205-D and Inst 700.

Inst 602.03 Timing of Inspection.

(a) Inspections shall be completed by an inspector prior to occupancy of the manufactured house. The inspector, when satisfied that the installation meets all standards, shall issue a certificate of compliance occupancy permit which shall be required before the house can be occupied.

(b) Inspections should be conducted within 5 business days of receiving a request.

Inst 602.04 Deficiencies.

(a) Pursuant to RSA 205-D:5, II, an inspector that orders correction of a violation shall notify the board immediately of the needed correction.

(b) A person ordered to correct a deficiency by an inspector because of a violation of any rule provision in Inst 700 or RSA 205-D may request a hearing before the manufactured housing installation standards board by filing, within 30 days of receipt of the order, a complaint under Inst 208.01.

(c) The board shall schedule an adjudicatory hearing pursuant to Plc 200.

(d) The inspector who issued the order shall have the burden of proof.

(e) If the board upholds the inspector's order it shall prescribe the time period for the requisite correction in its written decision.

(f) If the person(s) ordered to correct any deficiencies fails to file a request for a hearing within 30 days the board shall deem the inspection report valid, and issue stop work order which requires correction of the deficiencies and shall remain in effect until an inspector certifies the deficiencies have been corrected.

**APPENDIX**

| <b>RULE</b>        | <b>STATUTE</b>                   |
|--------------------|----------------------------------|
| Inst 601.01        | RSA 541-A:7                      |
| Inst 601.01(b)     | RSA 205-D:17; RSA 205-D:20, II   |
| Inst 602.01        | RSA 205-D:5, I                   |
| Inst 602.02        | RSA 205-D:5, I(b)                |
| Inst 602.03        | RSA 205-D:5, I                   |
| Inst 602.04(a)     | RSA 205-D:5, II                  |
| Inst 602.04(b)-(f) | RSA 205-D:5, IV & RSA 541-A:30   |
| Inst 602.05        | RSA 205-D:12, I; RSA 205-D:20, V |