

Stricken language would be deleted from and underlined language would be added to present law.

Act 101 of the Regular Session

Act 101 of the Regular Session

1 State of Arkansas As Engrossed: H1/27/25 H1/30/25

2 95th General Assembly

A Bill

3 Regular Session, 2025

HOUSE BILL 1205

4

5 By: Representative Bentley

6 By: Senator J. Payton

7

8

For An Act To Be Entitled

9 AN ACT TO AMEND THE INDEPENDENT INSPECTIONS OF A
10 MODULAR BUILDING FOR CODE COMPLIANCE; TO DECLARE AN
11 EMERGENCY; AND FOR OTHER PURPOSES.

12

13

14

Subtitle

15 TO AMEND THE INDEPENDENT INSPECTIONS OF
16 A MODULAR BUILDING FOR CODE COMPLIANCE;
17 AND TO DECLARE AN EMERGENCY.

18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

20

21 SECTION 1. Arkansas Code § 20-34-101(a)(1), concerning independent
22 inspections of modular buildings for code compliance, is amended to read as
23 follows:

24 (a)(1) A manufacturer of modular or factory-built structures, other
25 than manufactured housing that is governed by the United States Department of
26 Housing and Urban Development, certified to do business in the State of
27 Arkansas may contract with an independent third-party compliance assurance or
28 inspection agency that is listed with the International Accreditation
29 Service, Inc., or other International Organization for Standardization and
30 International Electrotechnical Commission ISO/IEC 17011-compliant
31 accreditation body, for the inspection of modular or factory-built buildings
32 destined for delivery within the state for compliance with the Arkansas Fire
33 Prevention Code and applicable state and municipal electrical, plumbing, and
34 mechanical codes.

35

36 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the



1 General Assembly of the State of Arkansas that existing laws unfairly and
2 unreasonably restrict the number of accreditation bodies that are permitted
3 to provide third-party certification of modular structures in this state;
4 that allowing other qualified and accredited organizations to provide third-
5 party certifications of these structures would be beneficial to the state and
6 decrease costs to consumers; and that this act is immediately necessary
7 because the economic restrictions and limited choices for manufacturers for
8 manufactured and modular structures directly hinder the economy of this state
9 by restricting competition, increasing costs, and adversely impacting
10 economic activity. Therefore, an emergency is declared to exist, and this act
11 being immediately necessary for the preservation of the public peace, health,
12 and safety shall become effective on:

13 (1) The date of its approval by the Governor;

14 (2) If the bill is neither approved nor vetoed by the Governor,
15 the expiration of the period of time during which the Governor may veto the
16 bill; or

17 (3) If the bill is vetoed by the Governor and the veto is
18 overridden, the date the last house overrides the veto.

19
20 /s/Bentley

21
22
23 **APPROVED: 2/18/25**
24
25
26
27
28
29
30
31
32
33