

**House Bill 2152**  
Senate Amendments  
Section-by-Section Analysis

HOUSE VERSION

No equivalent provision.

No equivalent provision.

No equivalent provision.

SENATE VERSION (IE)

SECTION \_\_. Section 30.05(b)(10), Penal Code, is amended to read as follows:

(10) "Recreational vehicle park" has the meaning assigned by Section 13.087, Water ~~[means a tract of land that has rental spaces for two or more recreational vehicles, as defined by Section 522.004, Transportation]~~ Code. [FA1]

SECTION \_\_. Section 94.001(3), Property Code, is amended to read as follows:

(3) "Manufactured home" has the meaning assigned by Section 1201.003, Occupations Code~~[- and for purposes of this chapter, a reference to a manufactured home includes a recreational vehicle].~~ [FA1]

SECTION \_\_. Section 94.002, Property Code, is amended to read as follows:

Sec. 94.002. APPLICABILITY. (a) This chapter applies only to the relationship between a landlord who leases property in a manufactured home community and a tenant leasing property in the manufactured home community for the purpose of situating a manufactured home ~~[or a recreational vehicle]~~ on the property.

(b) This chapter does not apply to the relationship between:

(1) a landlord who owns a manufactured home and a tenant who leases the manufactured home from the landlord;

(2) a landlord who leases property in a manufactured home community and a tenant leasing property in the manufactured home community for the placement of personal property to be used for human habitation, excluding a manufactured home ~~[or a recreational vehicle]~~; or

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(3) a landlord and an employee or an agent of the landlord.  
[FA1]

No equivalent provision.

SECTION \_\_. Section 184.011(2), Utilities Code, is amended to read as follows:

(2) "Dwelling unit":

(A) means:

(i) [~~(A)~~] one or more rooms that are suitable for occupancy as a residence and that contain kitchen and bathroom facilities;

or

(ii) [~~(B)~~] a mobile home in a mobile home park; and

(B) does not include a recreational vehicle, as defined by Section 522.004(b), Transportation Code. [FA1]

No equivalent provision.

SECTION \_\_. Subchapter C, Chapter 184, Utilities Code, is amended by adding Section 184.036 to read as follows:

Sec. 184.036. UTILITY CUTOFF AT RECREATIONAL VEHICLE PARK. Notwithstanding any other law, a person who operates a recreational vehicle park, as defined by Section 13.087, Water Code, may withhold electric, water, or wastewater utility services from a person occupying a recreational vehicle at the park if the occupant is delinquent in paying for utility services provided by the operator until the occupant pays the delinquent amount. [FA1]

No equivalent provision.

SECTION \_\_. Section 13.087(a)(3), Water Code, is amended to read as follows:

(3) "Recreational vehicle park" means a commercial property:

(A) that is designed primarily [~~on which service connections~~

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~~are made]~~ for recreational vehicle transient guest use; and  
(B) for which fees for site service connections for recreational vehicles, as defined by Section 522.004(b), Transportation Code, are paid daily, weekly, or monthly [at intervals of one day or longer]. [FA1]

SECTION 1. Section 13.087, Water Code, is amended by amending Subsection (b) and adding Subsection (b-1) to read as follows:

(b) A municipally owned utility that provides nonsubmetered master metered utility service to a recreational vehicle park shall determine the rates for that service on the same basis the utility uses to determine the rates for other commercial businesses~~[-, including hotels and motels,]~~ that serve transient customers and receive nonsubmetered master metered utility service from the utility.

(b-1) A municipally owned utility that provides nonsubmetered master metered utility service to a recreational vehicle park may not charge a recreational vehicle park a fee that the utility does not charge other commercial businesses that serve transient customers and receive nonsubmetered master metered utility service from the utility.

No equivalent provision.

SECTION 1. Same as House version.

SECTION \_\_. Section 49.2122(a-1), Water Code, is amended to read as follows:

(a-1) Notwithstanding Subsection (a), a district that provides nonsubmetered master metered utility service, as defined by Section 13.087(a)(1), to a recreational vehicle park, as defined by Section 13.087(a)(3);

(1) [;] shall determine the rates for that service on the same

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basis the district uses to determine the rates for other commercial businesses that serve transient customers and receive nonsubmetered master metered utility service from the district; and  
(2) may not charge a person who owns or operates a recreational vehicle park that receives nonsubmetered master metered utility service from the district an administrative fee for the services provided. [FA1]

SECTION 2. Section 49.351, Water Code, is amended by adding Subsection (m) to read as follows:

(m) Notwithstanding any other provision of this section, a district may not charge a fee to a recreational vehicle park, as defined by Section 13.087, on the basis of connections the park provides for the park's transient customers. A fee charged to a recreational vehicle park must be based on the park's nonsubmetered master meter connection.

SECTION 2. Same as House version.

No equivalent provision.

SECTION \_\_. Sections 94.001(8) and (10), Property Code, are repealed. [FA1]

SECTION 3. This Act takes effect September 1, 2013.

SECTION 3. Same as House version.