

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

Act 101 of the Regular Session

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State of Arkansas

As Engrossed: H1/27/25 H1/30/25

95th General Assembly

# A Bill

Regular Session, 2025

HOUSE BILL 1205

By: Representative Bentley

By: Senator J. Payton

## For An Act To Be Entitled

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

### Subtitle

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

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

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

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

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



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

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

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

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

*/s/Bentley*

**APPROVED: 2/18/25**