

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1839 Session of
1977

INTRODUCED BY BENNETT, L. E. SMITH, HALVERSON, PRATT, GEISLER,
POTT, BRUNNER AND ZEARFOSS, NOVEMBER 2, 1977

REFERRED TO COMMITTEE ON FINANCE, NOVEMBER 2, 1977

AN ACT

1 Amending the act of June 28, 1947 (P.L.1110, No.476), entitled
2 "An act defining and regulating certain installment sales of
3 motor vehicles; prescribing the conditions under which such
4 sales may be made and regulating the financing thereof;
5 regulating and licensing persons engaged in the business of
6 making or financing such sales; prescribing the form,
7 contents and effect of instruments used in connection with
8 such sales and the financing thereof; prescribing certain
9 rights and obligations of buyers, sellers, persons financing
10 such sales and others; limiting incidental charges in
11 connection with such instruments and fixing maximum interest
12 rates for delinquencies, extensions and loans; regulating
13 insurance in connection with such sales; regulating
14 repossessions, redemptions, resales and deficiency judgments
15 and the rights of parties with respect thereto; authorizing
16 extensions, loans and forbearances related to such sales;
17 authorizing investigations and examinations of persons
18 engaged in the business of making or financing such sales;
19 prescribing penalties and repealing certain acts," providing
20 for the payment of obligations, under certain circumstances.

21 The General Assembly of the Commonwealth of Pennsylvania
22 hereby enacts as follows:

23 Section 1. Section 23, act of June 28, 1947 (P.L.1110,
24 No.476), known as the "Motor Vehicle Sales Finance Act," is
25 amended by adding a subsection to read:

26 Section 23. Repossession.--

27 * * *

1 G. Where a "mobile home," as defined in Title 75 (Vehicles)
2 of the Pennsylvania Consolidated Statutes is located in a mobile
3 home park, as defined in the act of July 31, 1968 (P.L.805,
4 No.247), known as the "Pennsylvania Municipalities Planning
5 Code," and is the subject of repossession under this act, the
6 seller or holder shall not retake possession thereof without
7 prior consent of the park owner or operator. The park owner or
8 operator may withhold consent until the seller or holder pays,
9 or satisfactorily makes arrangement to pay, accrued and unpaid
10 rent due the park owner or operator by the owner of the mobile
11 home to the date of the retaking of possession, upon
12 satisfactory documentation of the rent obligation. In no event,
13 however, shall consent be withheld, and the seller or holder,
14 however, shall not be liable for such unpaid rent in excess of
15 three (3) months rent or three hundred dollars (\$300.00),
16 whichever is greater.

17 Section 2. This act shall take effect immediately.