

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 312

BY WAYS AND MEANS COMMITTEE

AN ACT

1 RELATING TO FLOATING HOME MOORAGE MARINAS; AMENDING SECTION 55-2704, IDAHO
2 CODE, TO REVISE THE DEFINITION OF "FLOATING HOME MOORAGE MARINA" OR
3 "MOORAGE."
4

5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 55-2704, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 55-2704. DEFINITIONS. (1) "Floating home" means a floating structure
9 which is designed and built to be used, or is modified to be used, as a sta-
10 tionary waterborne residential dwelling, has no mode or power of its own, is
11 dependent for utilities upon a continuous utility linkage to a source origi-
12 nating on shore, and has a permanent continuous connection to a sewage system
13 on shore.

14 (2) "Floating home moorage marina" or "moorage" means a waterfront fa-
15 cility for the moorage of ~~one two~~ (12) or more floating homes and the land and
16 water premises on which such facility is located. Notwithstanding the fore-
17 going, the term "floating home moorage marina" or "moorage," as used herein,
18 shall not include marinas or waterfront facilities or portions thereof that
19 consist of private condominiumized units validly created in accordance with
20 Idaho law and approved as such by the Idaho department of lands.

21 (3) "Landlord" means the owner of a floating home marina and includes
22 the agent of the landlord.

23 (4) "Moorage site" means a part of a floating home marina located over
24 water and designed to accommodate one (1) floating home.

25 (5) "Resident organization" means a tenant or homeowner's association,
26 whether or not incorporated, the membership of which is made up of tenants of
27 the floating home marina and/or owners of a floating home.

28 (6) "Tenant" means any person who rents a floating home moorage site or
29 the person's agent of record.