

HOUSE BILL NO. 1243

Introduced by

Representatives Maragos, Delmore, Disrud, Grosz, Wentz

Senator Schobinger

1 A BILL for an Act to create and enact a new section to chapter 23-10 of the North Dakota
2 Century Code, relating to the right to assemble in a mobile home park.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** A new section to chapter 23-10 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Right to assemble or canvass in facility - Limitations.**

- 7 1. A provision contained in any bylaw, rental agreement, or rule pertaining to a mobile
8 home park may not:
- 9 a. Infringe upon the right of persons who rent spaces in the park to peaceably
10 assemble in an open public meeting for any lawful purpose at reasonable
11 times and in a reasonable manner in the common areas or recreational areas
12 of the facility.
 - 13 b. Infringe upon the right of persons who rent spaces in the park to communicate
14 or assemble among themselves at reasonable times and in a reasonable
15 manner for the purpose of discussing any matter. The discussions may be
16 held in the common areas or recreational areas of the facility, including halls
17 or centers, or any resident's dwelling unit.
 - 18 c. Prohibit any person who rents a space in the park from canvassing other
19 persons in the same facility for purposes of creating or operating a tenants'
20 association. Canvassing includes door-to-door contact; an oral or written
21 request; or distributing, circulating, posting, or publishing of a notice,
22 newsletter, general announcement, or any other matter relevant to the
23 membership of a tenants' association. A mobile home park owner may

- 1 prohibit the individual canvassing of a tenant that has requested not to be
2 canvassed.
- 3 2. This section does not require an owner or manager of a mobile home park to
4 permit any person to solicit money, except that a tenants' association member,
5 whether or not a tenant of the facility, may personally collect delinquent dues owed
6 by an existing member of a tenants' association.
- 7 3. The owner or manager of a facility may enforce reasonable rules on place,
8 scheduling, occupancy densities, and utilities. Reasonable times include daily the
9 hours between eight a.m. and ten p.m.