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DIVISION 2. PROPERTY [654 - 1422] (*Heading of Division 2 amended by Stats. 1988, Ch. 160, Sec. 13.*)

PART 2. REAL OR IMMOVABLE PROPERTY [[755.] - 945.5] (*Part 2 enacted 1872.*)

TITLE 2. ESTATES IN REAL PROPERTY [761 - 817.4] (*Title 2 enacted 1872.*)

CHAPTER 2.6. Recreational Vehicle Park Occupancy Law [799.20 - 799.79] (*Chapter 2.6 repealed and added by Stats. 1992, Ch. 310, Sec. 2.*)

ARTICLE 2. General Provisions [799.40 - 799.47] (*Article 2 added by Stats. 1992, Ch. 310, Sec. 2.*)

799.40. The rights created by this chapter shall be cumulative and in addition to any other legal rights the management of a park may have against a defaulting occupant, tenant, or resident, or that an occupant, tenant, or resident may have against the management of a park.

(*Added by Stats. 1992, Ch. 310, Sec. 2. Effective January 1, 1993.*)

799.41. Nothing in this chapter shall apply to a mobilehome as defined in Section 18008 of the Health and Safety Code or to a manufactured home as defined in Section 18007 of the Health and Safety Code.

(*Added by Stats. 1992, Ch. 310, Sec. 2. Effective January 1, 1993.*)

799.42. No occupant registration agreement or tenant rental agreement shall contain a provision by which the occupant or tenant waives his or her rights under the provisions of this chapter, and any waiver of these rights shall be deemed contrary to public policy and void.

(*Added by Stats. 1992, Ch. 310, Sec. 2. Effective January 1, 1993.*)

799.43. The registration agreement between a park and an occupant thereof shall be in writing and shall contain, in addition to the provisions otherwise required by law to be included, the term of the occupancy and the rent therefor, the fees, if any, to be charged for services which will be provided by the park, and a statement of the grounds for which a defaulting occupant's recreational vehicle may be removed as specified in Section 799.22 without a judicial hearing after the service of a 72-hour notice pursuant to this chapter and the telephone number of the local traffic law enforcement agency.

(*Added by Stats. 1992, Ch. 310, Sec. 2. Effective January 1, 1993.*)

799.44. At the time of registration, an occupant shall be given a copy of the rules and regulations of the park.

(*Added by Stats. 1992, Ch. 310, Sec. 2. Effective January 1, 1993.*)

799.45. The management may offer a rental agreement to an occupant of the park who intends to remain in the park for a period in excess of 30 consecutive days.

(*Repealed and added by Stats. 1992, Ch. 310, Sec. 2. Effective January 1, 1993.*)

799.46. At the entry to a recreational vehicle park, or within the separate designated section for recreational vehicles within a mobilehome park, there shall be displayed in plain view on the property a sign indicating that the recreational vehicle may be removed from the premises for the reasons specified in Sections 799.22 and 1866 and containing the telephone number of the local traffic law enforcement agency. Nothing in this section shall prevent management from additionally displaying the sign in other locations within the park.

(*Amended by Stats. 2004, Ch. 530, Sec. 2. Effective January 1, 2005.*)

799.47. (a) A person shall not require an occupant, tenant, or resident in a qualified recreational vehicle park to reregister if the purpose of the reregistration requirement is to prevent the occupant, tenant, or resident from gaining or maintaining status as a resident.

(b) A person who violates subdivision (a) shall be liable for a civil penalty of five hundred dollars (\$500).

(c) In an action brought pursuant to this section, if it is established by a preponderance of the evidence that an occupant, tenant, or resident was required to reregister, there shall be a rebuttable presumption that the purpose of that requirement was to prevent the occupant, tenant, or resident from gaining or maintaining status as a resident.

(d) In an action brought pursuant to this section, the court shall award reasonable attorney's fees and costs to the prevailing party.

(e) For the purposes of this section:

(1) "Qualified recreational vehicle park" means a recreational vehicle park, as defined in Section 799.30, that is located within the City of Imperial Beach.

(2) Notwithstanding Section 799.31 "resident" means a tenant who has occupied a lot in a park for at least 9 months in a 12-month period.

(Added by Stats. 2024, Ch. 351, Sec. 1. (AB 1472) Effective January 1, 2025.)