

**QUESTIONNAIRE FOR FILING PROPOSED RULES WITH
THE ARKANSAS LEGISLATIVE COUNCIL**

DEPARTMENT _____
 BOARD/COMMISSION _____
 BOARD/COMMISSION DIRECTOR _____
 CONTACT PERSON _____
 ADDRESS _____
 PHONE NO. _____ EMAIL _____
 NAME OF PRESENTER(S) AT SUBCOMMITTEE MEETING _____
 PRESENTER EMAIL(S) _____

INSTRUCTIONS

In order to file a proposed rule for legislative review and approval, please submit this Legislative Questionnaire and Financial Impact Statement, and attach (1) a summary of the rule, describing what the rule does, the rule changes being proposed, and the reason for those changes; (2) both a markup and clean copy of the rule; and (3) all documents required by the Questionnaire.

If the rule is being filed for permanent promulgation, please email these items to the attention of Rebecca Miller-Rice, miller-ricer@blr.arkansas.gov, for submission to the Administrative Rules Subcommittee.

If the rule is being filed for emergency promulgation, please email these items to the attention of Director Marty Garrity, garritym@blr.arkansas.gov, for submission to the Executive Subcommittee.

Please answer each question completely using layman terms.

1. What is the official title of this rule?

2. What is the subject of the proposed rule? _____
3. Is this rule being filed under the emergency provisions of the Arkansas Administrative Procedure Act? Yes No

If yes, please attach the statement required by Ark. Code Ann. § 25-15-204(c)(1).

If yes, will this emergency rule be promulgated under the permanent provisions of the Arkansas Administrative Procedure Act? Yes No

4. Is this rule being filed for permanent promulgation? Yes No

If yes, was this rule previously reviewed and approved under the emergency provisions of the Arkansas Administrative Procedure Act? Yes No

If yes, what was the effective date of the emergency rule? _____

On what date does the emergency rule expire? _____

5. Is this rule required to comply with a *federal* statute, rule, or regulation? Yes No

If yes, please provide the federal statute, rule, and/or regulation citation.

6. Is this rule required to comply with a *state* statute or rule? Yes No

If yes, please provide the state statute and/or rule citation.

7. Are two (2) rules being repealed in accord with Executive Order 23-02? Yes No

If yes, please list the rules being repealed.

If no, please explain.

8. Is this a new rule? Yes No

Does this repeal an existing rule? Yes No

If yes, the proposed repeal should be designated by strikethrough. If it is being replaced with a new rule, please attach both the proposed rule to be repealed and the replacement rule.

Is this an amendment to an existing rule? Yes No

If yes, all changes should be indicated by strikethrough and underline. In addition, please be sure to label the markup copy clearly as the markup.

9. What is the state law that grants the agency its rulemaking authority for the proposed rule, outside of the Arkansas Administrative Procedure Act? Please provide the specific Arkansas Code citation(s), including subsection(s).

10. Is the proposed rule the result of any recent legislation by the Arkansas General Assembly?
Yes No

If yes, please provide the year of the act(s) and act number(s).

11. What is the reason for this proposed rule? Why is it necessary?

12. Please provide the web address by which the proposed rule can be accessed by the public as provided in Ark. Code Ann. § 25-19-108(b)(1).

13. Will a public hearing be held on this proposed rule? Yes No

If yes, please complete the following:

Date: _____

Time: _____

Place: _____

Please be sure to advise Bureau Staff if this information changes for any reason.

14. On what date does the public comment period expire for the permanent promulgation of the rule? Please provide the specific date. _____

15. What is the proposed effective date for this rule? _____

16. Please attach (1) a copy of the notice required under Ark. Code Ann. § 25-15-204(a)(1) and (2) proof of the publication of that notice.

17. Please attach proof of filing the rule with the Secretary of State, as required by Ark. Code Ann. § 25-15-204(e)(1)(A).

18. Please give the names of persons, groups, or organizations that you anticipate will comment on these rules. Please also provide their position (for or against), if known.

19. Is the rule expected to be controversial? Yes No

If yes, please explain.

FINANCIAL IMPACT STATEMENT

PLEASE ANSWER ALL QUESTIONS COMPLETELY.

DEPARTMENT _____
BOARD/COMMISSION _____
PERSON COMPLETING THIS STATEMENT _____
TELEPHONE NO. _____ **EMAIL** _____

To comply with Ark. Code Ann. § 25-15-204(e), please complete the Financial Impact Statement and email it with the questionnaire, summary, markup and clean copy of the rule, and other documents. Please attach additional pages, if necessary.

TITLE OF THIS RULE _____

1. Does this proposed, amended, or repealed rule have a financial impact?
 Yes No

2. Is the rule based on the best reasonably obtainable scientific, technical, economic, or other evidence and information available concerning the need for, consequences of, and alternatives to the rule?
 Yes No

3. In consideration of the alternatives to this rule, was this rule determined by the agency to be the least costly rule considered? Yes No

If no, please explain:

(a) how the additional benefits of the more costly rule justify its additional cost;

(b) the reason for adoption of the more costly rule;

(c) whether the reason for adoption of the more costly rule is based on the interests of public health, safety, or welfare, and if so, how; and

(d) whether the reason for adoption of the more costly rule is within the scope of the agency’s statutory authority, and if so, how.

4. If the purpose of this rule is to implement a *federal* rule or regulation, please state the following:
 - (a) What is the cost to implement the federal rule or regulation?

Current Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other (Identify) _____

Total _____

Next Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other (Identify) _____

Total _____

(b) What is the additional cost of the state rule?

Current Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other (Identify) _____

Total _____

Next Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other (Identify) _____

Total _____

5. What is the total estimated cost by fiscal year to any private individual, private entity, or private business subject to the proposed, amended, or repealed rule? Please identify those subject to the rule, and explain how they are affected.

Current Fiscal Year

\$ _____

Next Fiscal Year

\$ _____

6. What is the total estimated cost by fiscal year to a state, county, or municipal government to implement this rule? Is this the cost of the program or grant? Please explain how the government is affected.

Current Fiscal Year

\$ _____

Next Fiscal Year

\$ _____

7. With respect to the agency's answers to Questions #5 and #6 above, is there a new or increased cost or obligation of at least one hundred thousand dollars (\$100,000) per year to a private individual, private entity, private business, state government, county government, municipal government, or to two (2) or more of those entities combined?

Yes No

If yes, the agency is required by Ark. Code Ann. § 25-15-204(e)(4) to file written findings at the time of filing the financial impact statement. The written findings shall be filed simultaneously with the financial impact statement and shall include, without limitation, the following:

- (1) a statement of the rule's basis and purpose;
- (2) the problem the agency seeks to address with the proposed rule, including a statement of whether a rule is required by statute;
- (3) a description of the factual evidence that:
 - (a) justifies the agency's need for the proposed rule; and
 - (b) describes how the benefits of the rule meet the relevant statutory objectives and justify the rule's costs;
- (4) a list of less costly alternatives to the proposed rule and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule;
- (5) a list of alternatives to the proposed rule that were suggested as a result of public comment and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule;
- (6) a statement of whether existing rules have created or contributed to the problem the agency seeks to address with the proposed rule and, if existing rules have created or contributed to the problem, an explanation of why amendment or repeal of the rule creating or contributing to the problem is not a sufficient response; and
- (7) an agency plan for review of the rule no less than every ten (10) years to determine whether, based upon the evidence, there remains a need for the rule including, without limitation, whether:
 - (a) the rule is achieving the statutory objectives;
 - (b) the benefits of the rule continue to justify its costs; and
 - (c) the rule can be amended or repealed to reduce costs while continuing to achieve the statutory objectives.



Sarah Huckabee Sanders
GOVERNOR

Renee Mallory, RN, BSN
SECRETARY OF HEALTH

Jennifer Dillaha, MD
DIRECTOR

From: Terry Paul
Environmental Health Branch
Division of Local Public Health

Date: August 5, 2025

Authority: Ark. Code §20-7-109

PURPOSE

The Arkansas Department of Health (Department) proposing amendments to the Rules Pertaining to Mobile Home and Recreational Vehicle Parks.

BACKGROUND

Pursuant to Ark Code §20-7-109, the Department has authority to promulgate the Rules Pertaining to Mobile Home and Recreational Vehicle Parks. These rules set standards for the design and construction of mobile home and recreational vehicle parks for waste disposal, water, and related facilities.

KEY POINTS

The proposed amendments to the Rules Pertaining to Mobile Home and Recreational Vehicle Parks are to update language regarding industry norms and changes as contemporary living facilities. Additionally, provisions were removed to eliminate outdated descriptions and limitations of recreational vehicles, and layout planning of mobile home and recreational vehicle parks.

DISCUSSION

20 CAR § 138-101 - Definition additions, updates, and deletions.

(2) “Dependent recreational vehicle” means a recreational vehicle that is dependent upon a service building for toilet, shower, and lavatory facilities;

(3) Holding tank: A tank or device used for the temporary storage of untreated human waste mounted on the recreational vehicle.

(5) “Mobile home park” means a parcel of land for the placement of three (3) or more mobile homes, tiny homes on wheels, or recreational vehicles where services for a fee are provided for the placement ~~and maintenance of mobile homes~~ for residential purposes;

(7) “Recreational vehicle” means any of the following:

(A) **Travel trailer.** A ~~vehicular,~~ portable structure built on a chassis, designed to be used as a ~~temporary~~ dwelling for travel, recreation, and vacation uses, permanently identified as a travel trailer by the manufacturer of the trailer and factory equipped for the road, ~~it shall have~~;

(B) ~~Pick-up coach~~ **Truck camper.** A structure designed to be mounted on a truck chassis for use as a temporary dwelling for:

(i) Travel;

(ii) Recreation; and

(iii) Vacation;

(8) “Recreational vehicle park” means a parcel of land, for which plans have been approved by the Department of Health, where three (3) or more spaces are occupied or intended for occupancy by recreational vehicles for transient dwelling purposes, typically by night or week, commonly associated with travel to, at, or near an attraction;

(11)(A) “Self-contained recreational vehicle” means a recreational vehicle that can operate independent of connections to sewer and water, ~~and electrical systems.~~

~~(13) “Service Sink” means a slop sink with a flushing rim for the disposal of liquid wastes from small holding tanks;~~

(15) “Sewer connections” means the connection consisting of all pipes, fittings, and appurtenances from the drain outlet of the ~~trailer or mobile home~~ to the inlet of the corresponding sewer riser pipe of the sewer system serving the ~~mobile home~~ space;

(16) “Sewer riser pipe” means that portion of the sewer line that extends vertically to or above the ground elevation and terminates at each recreational vehicle or mobile home space;

(17) “Tiny house on wheels” means a structure intended as a habitable dwelling for one or more individuals which, for the purposes of this part, shall be considered:

(A) mobile home, if plumbed and inspected in accordance with the Arkansas Plumbing Code; or

(B) a recreational vehicle, if not plumbed and inspected in accordance with the Arkansas Plumbing Code;

(20) “Water riser pipe” means that portion of the water supply system serving the mobile home or recreational vehicle parking area which extends vertically to the ground elevation and terminates at a designed point at each ~~recreational vehicle or mobile home~~ space; and

20 CAR § 138-102. Compliance.

(a) Any parcel of land in which three (3) or more spaces are occupied or intended for occupancy by recreational vehicles, tiny houses on wheels, or mobile homes, where placement and/or maintenance services are provided for a fee, whether new or existing, shall be:

20 CAR § 138-103. Environmental and open space requirements.

(b) **Soil and ground cover requirements.** Exposed ground surfaces in all parts of every parking area shall be:

(2) Protected with a vegetative growth that is capable of preventing soil erosion ~~and of eliminating objectionable dust.~~

(c) Required separation between recreational vehicles.

(1) Recreational vehicles shall be separated from each other and from other structures by at least ~~ten~~ fifteen feet (~~10’~~15’).

~~(2) Any accessory structure such as attached awnings, carports, or individual storage facilities shall, for purposes of this separation requirement, be considered part of the recreational vehicle.~~

(d) Required separation between mobile homes.

(1) Mobile homes shall be separated from each other and from other buildings and structures by at least fifteen feet (15’), provided that mobile homes placed end-to-end may have a clearance of ten feet (10’) where opposing rear walls are staggered. Consultation with local fire and planning jurisdictions is recommended.

~~(2) An accessory structure which has a horizontal area exceeding twenty-five square feet (25 sq. ft.), is attached to a mobile home or located within ten feet (10’) of its window, and has an opaque top or roof that is higher than the nearest window shall, for purposes of all separation requirements, be considered part of the mobile home.~~

20 CAR § 138-104. Water supply.

(a) **Quality and source.** An adequate supply of water, under pressure, which meets the bacteriological, chemical, and physical requirements of the Rules Pertaining to Public Water Systems, 20 CAR Pt. 140, and the National Primary Drinking Water Standards, 40 C.F.R. pt. 141, or equivalent, shall be provided in each recreational vehicle and mobile home park.

(b) Individual water riser pipes and connections.

(4) A shut-off valve below the frost line shall be provided near the water riser pipe on each mobile home space.

(7) All units with water holding tanks shall be separated from the potable water systems by a Reduced Pressure Zone Assembly.

(A) One assembly may serve any number of similar units as allowed by code.

(c) Watering stations.

(1)(A) Each recreational vehicle park shall be provided with one (1) or more easily accessible water supply outlets for filling recreational vehicle water storage tanks.

20 CAR § 138-105. Sewage disposal.

(a) (1) An adequate, safe, and approved sewage system shall be provided in all mobile home and recreational vehicle parks for the conveying and disposing of all sewage.

(2) All sewage shall be disposed of in a public sewer system where one is accessible within three hundred feet (300').

(3) Sewage treatment/disposal systems for mobile home ~~and recreational vehicle~~ parks shall be sized according to the estimated daily flow requirements as specified in Appendix B of the Rules Pertaining to Onsite Wastewater Systems, ~~Designated Representatives, and Installers~~, 14 CAR pt. 21.

(c) Mobile home park individual sewer connections.

(2)(A) The sewer connection (see definition) shall have a nominal inside diameter of at least three inches (3"), and the slope of any portion thereof shall be between one-eighth inch (1/8") and one quarter inch (1/4") per foot.

~~(B) The sewer connection shall consist of a single pipe only without any branch fittings.~~

~~(C) All joints shall be watertight.~~

(4)(A) Provision shall be made for ~~plugging~~ capping the sewer riser pipe when a mobile home does not occupy the lot.

(d) Recreational vehicle park sanitary stations.

(1) (A) ~~All recreational~~ Recreational vehicle parks providing a separate water connection at each recreational vehicle space shall ~~also provide at each space a connection to an approved sewage collection and treatment/disposal system meet the requirements in this section.~~

~~(B) The sewer connection at each space shall meet the requirements stated in this section.~~

~~(C)~~ A sanitary station is comprised of a conveniently located, all-weather access disposal facility adequately sized to accommodate sewage holding tank discharges from recreational vehicle units not affixed to permanent disposal sites.

(2) Each recreational vehicle park shall provide a sanitary station consisting of at least:

(A) A ~~trapped~~ four-inch sewer riser pipe, connected to the recreational vehicle parking area sewerage system, surrounded at the inlet end by a concrete apron sloped to the drain, and provided with a suitable hinged cover; and

(B) A water outlet, equipped with approved backflow prevention devices, connected to the park water supply system to permit periodic wash-down of the ~~immediate adjacent~~ area.

(3) Each recreational vehicle parking area shall ~~be provided with~~ a sanitary station in the ratio of one (1) for every one hundred (100) recreational vehicle spaces or fractional part thereof.

(4) Sanitary stations shall be:

~~(A) Screened from other activities by visual barriers such as fences, walls, or natural growth; and~~

~~(B) Separated~~ separated from any recreational vehicle space by a distance of at least one hundred feet (100').

20 CAR § 138-106. Electrical distribution system.

~~If an electrical wiring system is provided, it should consist of approved fixtures, equipment, and appurtenances, which should be installed and maintained in accordance with the National Electrical Code. The electrical systems shall be in compliance with the National Electrical Code and all local codes, as required.~~

20 CAR § 138-107. Service building and other service facilities.

Service building for recreational vehicle parks.

(B) Service buildings shall be conveniently located within a radius of ~~approximately~~ at least three hundred feet (300') to the spaces to be served.

(C) Service buildings shall be conveniently located within a radius of ~~approximately~~ at least three hundred feet (300') to all areas designated or used for overflow or tent camping.

20 CAR § 138-110. Plan review.

When a mobile home, tiny house on wheels, or recreational vehicle park is proposed or remodeled, properly prepared plans and specifications for such construction, remodeling, or alteration shall be submitted to the Department of Health for approval before any work is begun.

20 CAR § 138-111. Penalty.

(a) Every firm, person, or corporation who violates any of the rules issued or promulgated by the State Board of Health or who violates any condition of a license, permit, certificate, or any other type of registration issued by the board may be assessed a civil penalty by the board.

(b) The penalty shall not exceed ~~two hundred fifty~~ one thousand dollars (\$~~250~~1,000) for each violation.

(c) Each day of a continuing violation may be deemed a separate violation for the purposes of penalty assessments.

(d) However, no civil penalty may be assessed until the person charged with the violation has been given the opportunity for a hearing on the violation.

~~(e) Arkansas Code § 20-7-101.~~

Proposed Rulemaking

Rules Pertaining to Mobile Home and Recreational Vehicle Parks Title

Promulgated by:
Department of Health

Title 20. Public Health and Welfare

Chapter I. Generally, Department of Health

Subchapter E. Environmental Health

Part 138. Rules Pertaining to Mobile Home and Recreational Vehicle Parks

Subpart 1. Generally

20 CAR § 138-101. Definitions.

The following terms are defined for the purpose of this part:

- (1) "Department" means the Department of Health;
- (2) "Dependent recreational vehicle" means a recreational vehicle that is dependent upon a service building for toilet, shower, and lavatory facilities;
- (3) "Holding tank" means a tank or device used for the temporary storage of untreated human waste mounted on the recreational vehicle;
- (4) "Mobile home" means a transportable, single-family dwelling unit suitable for year-round occupancy and containing the same water supply, waste disposal, and electrical conveniences as immobile housing;
- (5) "Mobile home park" means a parcel of land for the placement of three (3) or more mobile homes, tiny homes on wheels, or recreational vehicles where services for a fee are provided for the placement ~~and maintenance of mobile homes~~ for residential purposes;
- (6) "Mobile home space" means a space or lot in a mobile home park where water and sewer services are provided;

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(7) "Recreational vehicle" means any of the following:

(A) **Travel trailer.** A ~~vehicular,~~ portable structure built on a chassis, designed to be used as a ~~temporary~~ dwelling for travel, recreation, and vacation uses, permanently identified as a travel trailer by the manufacturer of the trailer and, ~~when~~ factory equipped for the road, ~~it shall have:~~

~~_____ (i) A body width not exceeding eight feet (8'); and~~

~~_____ (ii) A body length not exceeding thirty two feet (32');~~

(B) **~~Pick-up coach~~ Truck camper.** A structure designed to be mounted on a truck chassis for use as a temporary dwelling for:

(i) Travel;

(ii) Recreation; and

(iii) Vacation;

(C) **Motor-home.** A self-powered, enclosed recreational vehicle dually used as both a vehicle and a temporary or full-time dwelling; and

(D) **Camping trailer.** A folding or collapsible structure, mounted on wheels and designed for travel, recreation, and vacation use;

(8) "Recreational vehicle park" means a parcel of land, for which plans have been approved by the Department of Health, where three (3) or more spaces are occupied or intended for occupancy by recreational vehicles for transient dwelling purposes, typically by night or week, commonly associated with travel to, at, or near an attraction;

(9) "Recreational vehicle space" means a parcel of land in a recreational vehicle parking area for the:

(A) Placement of a single recreational vehicle; and

(B) Exclusive use of its occupants;

(10) "Sanitary station" means a facility used for removing and disposing of wastes from self-contained recreational vehicle holding tanks;

(11)(A) "Self-contained recreational vehicle" means a recreational vehicle that can operate independent of connections to sewer and; water, ~~and electrical systems.~~

(B) ~~It~~ A self-contained recreational vehicle contains a water-flushed toilet, lavatory, shower, and kitchen sink, all of which are connected to water storage and sewage holding tanks located within the self-contained recreational vehicle;

(12) "Service building" means a structure housing toilet, lavatory, and other facilities that are necessary to adequately serve the park occupants;

~~(13) "Service sink" means a slop sink with a flushing rim for the disposal of liquid wastes from small holding tanks;~~

~~(1413)~~ "Service water" means a sanitary station water supply for the wash-down of sewage holding tanks that is equipped with a backflow prevention device, air gap supply line, and drain to the sewage disposal system;

~~(1514)~~ "Sewage" means all wastes discharging from sanitary conveniences and plumbing fixtures of a domestic nature, exclusive of industrial and commercial wastes;

~~(1615)~~ "Sewer connections" means the connection consisting of all pipes, fittings, and appurtenances from the drain outlet ~~of the trailer or mobile home~~ to the inlet of the corresponding sewer riser pipe of the sewer system serving the ~~mobile home~~ space;

~~(1716)~~ "Sewer riser pipe" means that portion of the sewer line that extends vertically to or above the ground elevation and terminates at each recreational vehicle or mobile home space;

~~(17)~~ "Tiny house on wheels" means a structure intended as a habitable dwelling for one or more individuals which, for the purposes of this part, shall be considered a:

~~(A) Mobile home, if plumbed and inspected in accordance with the 2018 Arkansas Plumbing Code, 17 CAR pt. 65; or~~

~~(B) Recreational vehicle, if not plumbed and inspected in accordance with the 2018 Arkansas Plumbing Code;~~

(18) "Wastewater" means any sewage containing animal or vegetable matter in suspension or solution, including but not limited to liquid wastes from:

(A) Toilets;

(B) Kitchen sinks;

- (C) Lavatories;
- (D) Washing machines; and
- (E) Other plumbing fixtures;

(19) "Water connection" means a connection consisting of all pipes, fittings, and appurtenances from the water riser pipe to the water inlet pipe of the distribution system within the recreational vehicle or mobile home;

(20) "Water riser pipe" means that portion of the water supply system serving the mobile home or recreational vehicle parking area which extends vertically to the ground elevation and terminates at a designed point at each ~~recreational vehicle or mobile home~~ space; and

(21) "Watering station" means a facility for supplying the water storage tanks of recreational vehicles with potable water.

20 CAR § 138-102. Compliance.

(a) Any parcel of land in which three (3) or more spaces are occupied or intended for occupancy by recreational vehicles, tiny houses on wheels, or mobile homes, where placement ~~and~~/or maintenance services, or both, are provided for a fee, whether new or existing, shall be:

- (1) Considered a mobile home or recreational vehicle park; and
- (2) In compliance with this part.

(b) The owner or operator of the park shall be responsible for compliance with this part.

(c) Requests for waivers or exceptions to this part will be considered on a case-by-case basis and approval will be at the discretion of the Department of Health.

(d) No person, firm, corporation, or association shall begin construction, alteration, repair, or extension of a mobile home or recreational vehicle park without first submitting and receiving approval from the department.

(e) Detailed plans and specifications shall be submitted that include:

- (1) The park layout;
- (2) The sewage system;

- (3) The water source and distribution system;
- (4) All buildings;
- (5) Parking areas;
- (6) Dump stations; and
- (7) The topographical features of the park.

20 CAR § 138-103. Environmental and open space requirements.

(a) General requirements.

(1) Conditions of the soil, groundwater level, drainage, and topography shall not create hazards to the property or the health or safety of the occupants.

(2) Mobile home parks shall not be subject to unpredictable ~~and/or~~ sudden flooding.

(3) Recreational vehicles shall:

- (A) Not be permanently connected to recreational vehicle spaces; and
- (B) Be quickly and easily moved when a flood event is immanent.

(b) **Soil and ground cover requirements.** Exposed ground surfaces in all parts of every parking area shall be:

- (1) Paved or covered with stone or solid material; or
- (2) Protected with a vegetative growth that is capable of preventing soil erosion ~~and of eliminating objectionable dust.~~

(c) Required separation between recreational vehicles.

~~(1) Recreational vehicles shall be separated from each other and from other structures by at least ten-fifteen feet (~~10~~15).~~

~~(2) Any accessory structure such as attached awnings, carports, or individual storage facilities shall, for purposes of this separation requirement, be considered part of the recreational vehicle.~~

(d) Required separation between mobile homes.

(1) Mobile homes shall be separated from each other and from other buildings and structures by at least fifteen feet (15'), provided that mobile homes placed end-to-end may have a clearance of ten feet (10') where opposing rear walls are staggered.

~~(2) Consultation with local fire and planning jurisdictions is recommended.~~

~~(2) An accessory structure which has a horizontal area exceeding twenty five square feet (25 sq. ft.), is attached to a mobile home or located within ten feet (10') of its window, and has an opaque top or roof that is higher than the nearest window shall, for purposes of all separation requirements, be considered part of the mobile home.~~

20 CAR § 138-104. Water supply.

(a) **Quality and source.** An adequate supply of water, under pressure, which meets the bacteriological, chemical, and physical requirements of [the Rules Pertaining to Public Water Systems, 20 CAR pt. 140, and](#) the National Primary Drinking Water Standards, 40 C.F.R. pt. 141, or equivalent, shall be provided in each recreational vehicle and mobile home park.

(b) Individual water riser pipes and connections.

(1) Individual water riser pipes shall be located within the confined area of the ~~mobile home~~ space at a point where the water connection will approximate a vertical position.

(2)(A) Water riser pipes shall extend at least four inches (4") above ground elevation.

(B) The water riser pipe shall be at least three-quarter inch (3/4") in diameter.

(C) The water outlet shall be capped when a mobile home does not occupy the lot.

(3)(A) Adequate provisions shall be made to prevent the freezing of:

- (i) Service lines;
- (ii) Valves; and
- (iii) Riser pipes.

(B) Surface drainage shall be diverted away from the location of the riser pipe.

(4) A shut-off valve below the frost line shall be provided near the water riser pipe on each ~~mobile home~~ space.

(5) Underground stop and waste valves shall not be installed on any water service line.

(6) All water-piping fixtures shall be constructed and maintained in accordance with the current Arkansas Plumbing Code, 17 CAR pt. 65.

(7) (A) All units with water holding tanks shall be separated from the potable water systems by a Reduced Pressure Zone Assembly.

(B) One assembly may serve any number of similar units as allowed by code.

(c) Watering stations.

(1)(A) Each recreational vehicle park shall be provided with one (1) or more easily accessible water supply outlets for filling recreational vehicle water storage tanks.

(B) Water supply outlets shall:

(i) Consist of at least a water hydrant and necessary appurtenances;
and

(ii) Be protected against the hazards of backflow and back siphonage.

(2) When recreational vehicle spaces are provided with water service, ~~it~~they shall comply with requirements set forth in this section.

20 CAR § 138-105. Sewage disposal.

(a)(1) An adequate, safe, and approved sewage system shall be provided in all mobile home and recreational vehicle parks for the conveying and disposing of all sewage.

(2) All sewage shall be disposed of in a public sewer system where one is accessible within three hundred feet (300').

(3) Sewage treatment/disposal systems for mobile home ~~and recreational vehicle~~ parks shall be sized according to the estimated daily flow requirements as specified in Appendix B of the Rules Pertaining to Onsite Wastewater Systems, ~~Designated Representatives, and Installers,~~ 14 CAR pt. 21.

(b)(1) Central laundry facilities, where provided, shall be reviewed, approved, and permitted by the Division of Environmental Quality.

(2) Central laundry facilities shall not be connected to the onsite wastewater system serving the mobile home or recreational vehicle park.

(c) Mobile home park individual sewer connections.

(1)(A) Each mobile home space shall be provided with at least a four-inch diameter sewer riser pipe.

(B) The sewer riser pipe shall be so located on each space that the sewer connection to the mobile home drain outlet will approximate a vertical position.

(2)(A) The sewer connection (see definition) shall have a nominal inside diameter of at least three inches (3"), and the slope of any portion thereof shall be between one-eighth inch (1/8") and ~~one-one~~-quarter inch (1/4") per foot.

~~(B) The sewer connection shall consist of a single pipe only without any branch fittings.~~

~~(CB)~~ All joints shall be watertight.

(3) All materials used for sewer connections shall be semirigid, corrosive resistant, nonabsorbent, and durable with a smooth inner surface.

(4)(A) Provision shall be made for ~~plugging capping~~ the sewer riser pipe when a mobile home does not occupy the lot.

(B) Surface drainage shall be diverted away from the riser.

(C) The rim of the riser pipe shall extend at least four inches (4") above ground elevation.

(d) Recreational vehicle park sanitary stations.

(1)(A) ~~All recreational~~ Recreational vehicle parks providing a separate water and sewer connection at each recreational vehicle space shall ~~also provide at each space a connection to an approved sewage collection and treatment/disposal system~~ meet the requirements stated in this section.

~~(B) The sewer connection at each space shall meet the requirements stated in this section.~~

~~(CB)~~ A sanitary station is comprised of a conveniently located, all-weather access disposal facility adequately sized to accommodate sewage holding tank discharges from recreational vehicle units not affixed to permanent disposal sites.

(2) Each recreational vehicle park shall provide a sanitary station consisting of at least:

(A) A ~~trapped~~ four-inch sewer riser pipe, connected to the recreational vehicle parking area sewerage system, surrounded at the inlet end by a concrete apron sloped to the drain, and provided with a suitable hinged cover; and

(B) A water outlet, equipped with approved backflow prevention devices, connected to the park water supply system to permit periodic wash-down of the ~~immediate adjacent~~ area.

~~_____~~ (C) The water outlet shall be labeled "NON-POTABLE – DO NOT DRINK".

(3) Each recreational vehicle parking ~~area~~ shall ~~be provided with~~ a sanitary station in the ratio of one (1) for every one hundred (100) recreational vehicle spaces or fractional part thereof.

(4) Sanitary stations shall be:

~~_____~~ (A) ~~Screened from other activities by visual barriers such as fences, walls, or natural growth; and~~

~~_____~~ (B) ~~Separated~~ separated from any recreational vehicle space by a distance of at least ~~one hundred~~ fifty feet (~~100~~ 50’).

20 CAR § 138-106. Electrical distribution system.

~~If an electrical wiring system is provided, it should consist of approved fixtures, equipment, and appurtenances, which should be installed and maintained in accordance with the National Electrical Code. The electrical systems shall be in compliance with the National Electrical Code and all local codes, as required.~~

20 CAR § 138-107. Service building and other service facilities.

Service building for recreational vehicle parks.

(1)(A) A central service building containing the necessary toilet and other plumbing fixtures specified in Table 1 shall be provided in recreational vehicle parks that provide parking spaces for dependent recreational vehicles.

(B) Service buildings shall be conveniently located within a radius of approximately at least three hundred feet (300') to the spaces to be served.

(C) Service buildings shall be conveniently located within a radius of approximately at least three hundred feet (300') to all areas designated or used for overflow or tent camping.

TABLE 1

No. of Parking Spaces ^a	Toilets		Urinals	Lavatories		Showers		Other Fixtures ^b
	Men	Women	Men	Men	Women	Men	Women	
1-15	1	1	1	1	1	1	1	1-service sink with a-flushing rim ^c
16-30	1	2	1	2	2	1	1	
31-45	2	2	1	3	3	1	1	
46-60	2	3	2	3	3	2	2	
61-80	3	4	2	4	4	2	2	
81-100	3	4	2	4	4	3	3	

^a Parking spaces for dependent recreational vehicles.

^b Additional fixtures including laundry trays, clothes washing machines (one for every 30 sites) and ice-making machine may be provided.

^c A service sink with a flush rim shall be provided for disposal of liquid wastes unless a sanitary station is conveniently accessible for this purpose.

(D) For parks having more than one hundred (100) recreational vehicle spaces, there shall be provided:

- (i) One (1) additional toilet and lavatory for each sex per additional thirty (30) recreational vehicle spaces;
- (ii) One (1) additional shower for each sex per each additional forty (40) recreational vehicle spaces; and

(iii) One (1) additional men's urinal per each additional one hundred (100) recreational vehicle spaces.

(2) Where a recreational vehicle park is designed for and exclusively limited to use by self-contained recreational vehicles, for each one hundred (100) recreational vehicle spaces, or fractional part thereof, there shall be one (1) flush toilet and one (1) lavatory for each sex.

(3) When a recreational vehicle park requiring a service building is operated in connection with a resort or other business establishment, the number of sanitary facilities for such business establishment shall be:

(A) In excess of those required by the schedule for recreational vehicle spaces; and

(B) Based on the total number of persons using such facilities.

(4) Service buildings and sanitary facilities shall be operated and maintained in a safe, clean, and sanitary manner.

20 CAR § 138-108. Plumbing.

All plumbing shall conform to the current Arkansas Plumbing Code, 17 CAR pt. 65, and Fuel Gas Code, 20 CAR pt. 67.

20 CAR § 138-109. Refuse handling.

The storage, collection, and disposal of refuse in the mobile home and recreational vehicle park shall be conducted so as to create no:

- (1) Health hazard;
- (2) Rodent harborage;
- (3) Insect breeding area;
- (4) Accident; or
- (5) Fire hazard.

20 CAR § 138-110. Plan review.

When a mobile home, tiny house on wheels, or recreational vehicle park is proposed or remodeled, properly prepared plans and specifications for such construction, remodeling, or alteration shall be submitted to the Department of Health for approval before any work is begun.

20 CAR § 138-111. Penalty.

(a) Every firm, person, or corporation who violates any of the rules issued or promulgated by the State Board of Health or who violates any condition of a license, permit, certificate, or any other type of registration issued by the board may be assessed a civil penalty by the board.

(b) The penalty shall not exceed ~~two hundred fiftyone thousand~~ dollars (~~\$2501,000~~) for each violation.

(c) Each day of a continuing violation may be deemed a separate violation for the purposes of penalty assessments.

(d) However, no civil penalty may be assessed until the person charged with the violation has been given the opportunity for a hearing on the violation.

~~—(e) Arkansas Code § 20-7-101.~~

20 CAR § 138-112. Severability.

If any provision of this part, or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of this part which can give effect without the invalid provisions or applications, and to this end the provisions hereto are declared to be severable.

20 CAR § 138-113. Repeal.

All rules and parts of rules in conflict herewith are hereby repealed.

NOTICE OF PUBLIC COMMENT PERIOD

The Arkansas Department of Health is accepting public comments on the Rule Pertaining to Mobile Home and Recreational Vehicle Parks (20 CAR pt. 138) until 4:30 p.m., February 20th, 2026. The comment period is provided to allow interested parties and the public to provide comments. The purpose of the changes is to update the rule language. The proposed rule revision with a summary of changes can be viewed online at <https://www.healthy.arkansas.gov/proposed-amendment-to-existing-rules>, or you may request a copy from our office at 501-661-2171.

Comments on the proposed changes can also be mailed to the Arkansas Department of Health, Comments/Slot 46, 4815 West Markham, Little Rock, Arkansas 72205, or emailed to ADH.EHPrulecomments@Arkansas.gov.

ARKANSAS REGISTER

Proposed Rule Cover Sheet



Secretary of State
John Thurston
500 Woodlane Street, Suite 026
Little Rock, Arkansas 72201-1094
(501) 682-5070
www.sos.arkansas.gov



Name of Department _____

Agency or Division Name _____

Other Subdivision or Department, If Applicable _____

Previous Agency Name, If Applicable _____

Contact Person _____

Contact E-mail _____

Contact Phone _____

Name of Rule _____

Newspaper Name _____

Date of Publishing _____

Final Date for Public Comment _____

Location and Time of Public Meeting _____