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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 Additionally, provisions were removed to eliminate outdated descriptions and limitations of recreational vehicles, and layout planning of mobile home and recreational vehicle parks.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.

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(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.~~