

"Removal Due to Imminent Danger" Law

The following is the text of the most recent Civil Code.

This law is part of Title 3 of Division 3 of the Civil Code, relating to recreational vehicle parks.

California Civil Code

Chapter 2.4

1867. (a) The park management of a special occupancy park may require a guest to move from a space in the special occupancy park to a different space in the special occupancy park if an imminent danger is present, as determined by the park management. If possible, the park management shall

offer to return the guest to his or her original space once the park management has determined that the imminent danger is removed or resolved.

(b) For purposes of this section, the following definitions apply:

(1) "Imminent danger" means a danger that poses an immediate and likely risk to the health or safety of a guest or guests in the special occupancy park.

(2) "Space" means any of the following:

(A) "Camping cabin," as defined in Section 18862.5 of the Health and Safety Code.

(B) "Campsite," as defined in Section 18862.9 of the Health and Safety Code.

(C) "Lot," as defined in Section 18862.23 of the Health and Safety Code, or other rental unit.

(3) "Special occupancy park" has the same meaning as in Section 18862.43 of the Health and Safety Code.

Recommended "Relocation Due to Imminent Danger" Implementation Steps

Civil Code § 1867 provides that the Park Management of a special occupancy park, including a recreational vehicle park, may require a guest to move from one space in the Park to a different space in the Park if an "imminent danger" is present, as determined by Park Management. This Code section defines "imminent danger" as a danger that poses an immediate and likely risk to the health or safety of a guest or guests in the Park. Park Management needs to give as much notice as possible to the guest of the need to relocate. Notice should be in writing, if time allows.

Park Management should provide the following to the guest being relocated:

Assign spaces to each guest to be relocated, and direct the guest to that space.

Handle disconnection and re-connection of utilities.

To avoid possible liability for damage to the recreational vehicle, try to avoid moving the recreational vehicle yourself. However, if the guest cannot move the recreational vehicle himself, and requests your help, you may provide it.

If possible, Park Management should offer to return the guest to his or her original space once Park Management has determined that the imminent danger is removed or resolved.