

## **BILL ANALYSIS**

Senate Research Center  
76R5181 WP-D

S.B. 726  
By: Nixon  
State Affairs  
3/24/1999  
As Filed

### **DIGEST**

Currently, Texas law provides minimal regulation for property owners' association elections. As property owners' associations have grown at a rapid pace in recent years, problems have arisen in how these elections are conducted. This bill would require ballot position in a property owners' association election to be determined by random drawing.

### **PURPOSE**

As proposed, S.B. 726 provides guidelines for property owners' association elections.

### **RULEMAKING AUTHORITY**

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Chapter 202, Property Code, by adding Section 202.006, as follows:

Sec. 202.006. PROPERTY OWNERS' ASSOCIATION ELECTION. Requires the governing body of a property owners' association to be selected in accordance with provisions of the dedicatory instrument and the association's articles of incorporation. Requires the order of the names of the candidates on a ballot for the election of members to the association's governing body to be determined by a drawing.

SECTION 2. Emergency clause.  
Effective date: upon passage.