

BILL ANALYSIS

Senate Research Center
86R5927 PMO-F

H.B. 1025
By: Bohac (Whitmire)
Business & Commerce
5/13/2019
Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

H.B. 1025 amends current law relating to candidacy for and membership on the board of certain property owners' associations.

RULEMAKING AUTHORITY

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

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 209.00591, Property Code, by adding Subsections (a-2) and (a-3), as follows:

(a-2) Authorizes a property owners' association that governs a subdivision comprised of multiple sections, notwithstanding any other provision of this chapter (Texas Residential Property Owners Protection Act), to designate in an association instrument governing the administration or operation of the association a specified number of positions on the governing body of a property owners' association, each of which is required to be elected from a designated section of the subdivision. Authorizes the instrument to require each board member representing a section to reside in that section.

(a-3) Prohibits an owner of property in the property owners' association from being a candidate for membership on the board of the property owners' association if:

(1) an enforcement action is pending against the property owner; or

(2) the property owner owes the association a delinquent assessment, fee, or fine.

SECTION 2. Effective date: September 1, 2019.