## Section 1 - Sample Provision Excerpt (Public Preview)

BYLAWS
OF THE
SHASTA/HANCHETT PARK NEIGHBORHOOD ASSOCIATION
With amendments adopted by vote of membership at February 1, 2020 annual meeting.
(2020 amendments are highlighted with bold underscore text).

ISSUE #1

MARKUP #1 ->



MARKUP #1 · MISSING MANDATORY STATUTORY PROVISION — BOARD & COUNSEL REVIEW

**Sec. 1 (p. 1): Election provisions omit mandatory Davis-Stirling secret ballot procedures and independent Inspector of Elections requirements under California Civil Code §§ 5105 - 5125.**

**Statutory / Legal Reference: Cal. Civ. Code §§ 5105, 5110 & 5115 (SB 323 / AB 2159)**

Statutory Comparison: Under Cal. Civ. Code §§ 5105 and 5110, every association must adopt election operating rules and conduct specified elections through an independent third-party Inspector of Elections using secret double-envelope paper ballots (or compliant electronic secret ballots under AB 2159), with at least 30 days general notice of the nomination deadline and at least 30 days pre-ballot notice before ballots...

CURRENT WORDING IN DOCUMENT:
BYLAWS OF THE SHASTA/HANCHETT PARK NEIGHBORHOOD ASSOCIATION With amendments adopted by vote of membership at February 1, 2020 annual meeting. (2020 amendments are highlighted with bold underscore text).

SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):
**Pursuant to California Civil Code §§ 5100 - 5145, the Association shall maintain compliant Election Operating Rules providing for...**