

Section 5.6 - Sample Provision Excerpt (Public Preview)

Any Director whose removal has been to be heard shall be given an opportunity the Owners there be at the meeting 5. 7 The ORGANIZATION MEETING. first O s t) meeting of a newly elected Board of Directors shall be held within ten (10) place at as shall be fixed by the Directors days of election at at the meeting such which such Directors were elected, and...

ISSUE #1



MARKUP #1 ->



MARKUP #1 · SUBJECTIVE OR OVERBROAD WORDING

BOARD & COUNSEL REVIEW

Sec. 5.6 (p. 11): Board meeting clause permits unannounced board action on non-routine matters or provides less than the mandatory 144-hour (regular) / 72-hour (special) owner notice required by Tex. Prop. Code § 209.0051(e) & (h) (SB 1588).

Statutory / Legal Reference: Tex. Prop. Code § 209.0051(e) & (h) (SB 1588)
Statutory Comparison: Under Tex. Prop. Code § 209.0051(e) (as amended by SB 1588), owners must be given notice of the date, hour, place, and general subject of a regular or special board meeting (including a general description of any matter to be brought up in executive session) at least 144 hours (6 days) before a regular board meeting and at least 72 hours (3 days) before a special board meeting if posted/emailed,...

CURRENT WORDING IN DOCUMENT:
Any Director whose removal has been to be heard shall be given an opportunity the Owners there be at the meeting. 5. 7 The ORGANIZATION MEETING. first O s t) meeting of a newly elected Board of Directors shall be held within ten (10) place at as shall be fixed by the Directors days of election at at the meeting such which such Directors were elected, and...

SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):
Any Director whose removal has been to be heard shall be given an opportunity the Owners there be at the meeting. 5. 7 The ORGANIZATION MEETING. first O s t) meeting of a newly elected Board of Directors shall be held within ten (10) place at as shall be fixed by the Directors days of election at at the meeting such which such Directors were elected, and no notice shall be necessary to the...