MARKED-UP PAGE 1: 1 COMPLIANCE ISSUE (#1) - SEE REDLINE COMMENTS AT RIGHT ->

Section 11.4.3 - Sample Provision Excerpt (Public Preview)

Suspension of Voting Rights. The voting rights of any Member may be suspended by the Board of Directors of the Association for any period during which any Assessment remains past due.

ISSUE #1

MARKUP #1 ->

MARKUP #1 · STATUTORY EVICTION / LEASING VETO CONFLICT — BOARD & COUNSEL REVIEW

Sec. 11.4.3 (p. 12): Leasing clause requires Board approval of tenants, demands tenant credit/application records, or requires unredacted lease copies in violation of Tex. Prop. Code § 209.016 (SB 1588).

Statutory / Legal Reference: Tex. Prop. Code § 209.016 (SB 1588)

Statutory Comparison: Under Texas Property Code § 209.0059(a), a provision in a dedicatory instrument that would disqualify a property owner from voting in a property owners' association election of board members or on any matter concerning the rights or responsibilities of the owner is void.

CURRENT WORDING IN DOCUMENT:
Suspension of Voting Rights. The voting rights of any Member may be suspended by the Board of Directors of the Association for any period during which any Assessment remains past due.

SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):
Suspension of Voting Rights. The voting rights of any Member may be suspended by the Board of Directors of the Association for any period during which any Assessment remains past due. [STATUTORY VOTING RIGHTS PROTECTION]: Pursuant to Tex. Prop.