



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

STATE OF TEXAS
COUNTY OF TRAVIS
PROPERTY OWNERS' ASSOCIATION MANAGEMENT CERTIFICATE
for Condominium Project, Oakview Condominium Council of Co-Owners
The undersigned Association gives notice that the management company named below has commenced management of the Association named below

ISSUE #1

- Name of the Condominium: Oakview Condominiums
- 2.
- Name of the owners association: Oakview Condominium Council of Co-Owners
- 3.
- Location of project: 2901 San Jacinto Blvd., Austin, Texas. 78705
- 4.
- Declaration recording data: Vol.

MARKUP #1 ->

MARKUP #1 · MISSING MANDATORY STATUTORY PROVISION

BOARD & COUNSEL REVIEW

Sec. Clause #1 (p. 1): Governing document bundle authorizes fines but lacks or fails to reference the mandatory recorded Enforcement Policy & Schedule of Fines required by Tex. Prop. Code § 209.0061 (HB 614).

Statutory / Legal Reference: Tex. Prop. Code § 209.0061 (HB 614)

Statutory Comparison: Effective January 1, 2024, HB 614 enacted Tex. Prop. Code § 209.0061, requiring every subdivision HOA with fining authority to adopt, record, and post/distribute an enforcement policy that enumerates each general category of restrictive covenants for which the association may assess a fine and a specific schedule of fines for each category.

CURRENT WORDING IN DOCUMENT:

STATE OF TEXAS COUNTY OF TRAVIS PROPERTY OWNERS' ASSOCIATION MANAGEMENT CERTIFICATE for Condominium Project, Oakview Condominium Council of Co-Owners The undersigned Association gives notice that the management company named below has commenced management of the Association named below. 1. Name of the Condominium: Oakview Condominiums 2. Name of the owners association: Oakview Condominium Council of Co-Owners 3. Location of project: 2901 San Jacinto Blvd., Austin, Texas. 78705 4. Declaration recording data: Vol.

SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):

Adopt, record in the county real property records, and post on the Association website a compliant Fining & Enforcement Policy containing the schedule of fines by covenant category pursuant to Tex. Prop. Code § 209.0061 (HB 614).