

Section 1 - Sample Provision Excerpt (Public Preview)

SENDERO RANCH OWNERS' ASSOCIATION
ARTICLES OF INCORPORATION
EXHIBIT A
Uhe State of Texas
SECRETARY OF STATE
CERTIFICATE OF INCORPORATION

ISSUE #1

SENDERO RANCH OWNERS' ASSOCIATION, INC.
CHARTER NUMBER 1335003-01
The undersigned, as Secretary of State of Texas, hereby certifies that the attached Articles of Incorporation for the above named corporation have been received in this office and are found to conform to law.
ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the...

MARKUP #1 ->



MARKUP #1 · MISSING MANDATORY STATUTORY PROVISION

BOARD & COUNSEL REVIEW

Sec. 1 (p. 1): Governing documents do not reference the mandatory county-recorded Management Certificate and electronic filing with the Texas Real Estate Commission (TREC) required under Tex. Prop. Code § 209.004 (SB 1588).

Statutory / Legal Reference: Tex. Prop. Code § 209.004 (SB 1588)

Statutory Comparison: Under Tex. Prop. Code § 209.004 (SB 1588) as amended by SB 1588, an association must record an updated Management Certificate in the county real property records and electronically file the certificate with the Texas Real Estate Commission (TREC at hoa.texas.gov) within 7 days of recording. Failure to maintain a compliant recorded and TREC-filed Management Certificate suspends the association's ability to recover attorney's fees, collection costs, or interest on delinquent assessments during the period of non-compliance.

CURRENT WORDING IN DOCUMENT:

SENDERO RANCH OWNERS' ASSOCIATION ARTICLES OF INCORPORATION EXHIBIT A Uhe State of Texas SECRETARY OF STATE CERTIFICATE OF INCORPORATION OF SENDERO RANCH OWNERS' ASSOCIATION, INC. CHARTER NUMBER 1335003-01 The undersigned, as Secretary of State of Texas, hereby certifies that the attached Articles of Incorporation for the above named corporation have been received in this office and are found to conform to law. ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the...

SAMPLE DISCUSSION WORDING (FOR HOA ATTORNEY REVIEW):

The Board shall record an updated Management Certificate in the county real property records and electronically file the Management Certificate with the Texas Real Estate Commission (TREC) within seven (7) days of recording in accordance with Tex. Prop. Code § 209.004 (SB 1588).