

Section 1 - Sample Provision Excerpt (Public Preview)

BOARD MEMBER SUCCESS GUIDE

Essential Insights for Effective
and Impactful HOA Leadership

Governing Documents

The Importance of Governing Documents

The Role of the Board

ISSUE #1 Policies, Governance, and Community focus

The Role of the President

Leadership, Representation, Community Interest, Teamwork

The Role of the Secretary

Records, Correspondence,...

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. Bus. Orgs. Code §§ 22.351 - 22.353 & Ch. 251.

Statutory / Legal Reference: Tex. Bus. Orgs. Code § 22.351 - 22.353 & Ch. 251

Statutory Comparison: Under Tex. Bus. Orgs. Code §§ 22.351 - 22.353 & Ch. 251 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.

CURRENT WORDING IN DOCUMENT:

BOARD MEMBER SUCCESS GUIDE Essential Insights for Effective and Impactful HOA Leadership Governing Documents The Importance of Governing Documents The Role of the Board Protection, Policies, Governance, and Community focus The Role of the President Leadership, Representation, Community Interest, Teamwork The Role of The Secretary Records, Correspondence,...

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. Bus. Orgs. Code §§ 22.351 - 22.353 & Ch. 251.