

Section 1 - Sample Provision Excerpt (Public Preview)

Non-Profit
Uhe State of Texas
SECRETARY OF STATE
CERTIFICATE OF INCORPORATION
OF
WOODLAND HEIGHTS CIVIC ASSOCIATION

ISSUE #11020156

The undersigned, as Secretary of State of the State of Texas, hereby certifies that Arcles of Incorporation for the above corporation duly signed and verified pursuant to the provisions of the Texas Non-Profit Corporation...

MARKUP #1 ->



MARKUP #1 · MISSING MANDATORY STATUTORY PROVISION

BOARD & COUNSEL REVIEW

Sec. 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:

Non-Profit Uhe State of Texas SECRETARY OF STATE CERTIFICATE OF INCORPORATION OF WOODLAND HEIGHTS CIVIC ASSOCIATION Charter No. 1020156 The undersigned, as Secretary of State of the State of Texas, hereby certifies that Arcles of Incorporation for the above corporation duly signed and verified pursuant to the provisions of the Texas Non-Profit Corporation...

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).