

By: Jetton

H.B. No. 1467

Substitute the following for H.B. No. 1467:

By: Cain

C.S.H.B. No. 1467

A BILL TO BE ENTITLED

AN ACT

relating to property owners' association annual meetings held electronically.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 209.014(a), Property Code, is amended to read as follows:

(a) Notwithstanding any provision in a dedicatory instrument, a board of a property owners' association shall call an annual meeting of the members of the association. An annual meeting may be held by any method of communication, including electronic or telephonic means as described by Section 6.002, Business Organizations Code, provided that:

(1) each person in attendance at the meeting may hear and be heard by every other person at the meeting; and

(2) the notice of the meeting sent to members of the association includes instructions to access any communication method required to attend the meeting remotely.

SECTION 2. Section 209.00592(a-1), Property Code, is amended to read as follows:

(a-1) Except as provided by this subsection, [~~unless a dedicatory instrument provides otherwise,~~] a property owners' association is not required to provide an owner with more than one voting method. An owner must be allowed to vote by one of the following voting methods:

- 1 (1) absentee ballot;
- 2 (2) [~~or~~] proxy; or
- 3 (3) electronic ballot.

4 SECTION 3. This Act takes effect immediately if it receives
5 a vote of two-thirds of all the members elected to each house, as
6 provided by Section 39, Article III, Texas Constitution. If this
7 Act does not receive the vote necessary for immediate effect, this
8 Act takes effect September 1, 2021.