

Amend CSHB 2233 on third reading by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION __. Chapter 202, Property Code, is amended by adding Section 202.008 to read as follows:

Sec. 202.008. REGULATION OF DISPLAY OF FLAG. (a) A property owners' association may not enforce a restrictive covenant that prohibits or restricts the display of the United States flag by a property owner on the owner's property unless the prohibition or restriction is clearly and specifically stated in the covenant.

(b) A restrictive covenant, rule, or other prohibition may not be adopted if the prohibition or restriction prevents a property owner from displaying the United States flag in a size not larger than three feet by five feet in a respectful manner on the owner's property.

(c) This section does not prohibit the adoption of a restrictive covenant or rule:

(1) allowing the display of the United States flag larger than three feet by five feet; or

(2) restricting the location of the display of the United States flag on an owner's property or the size of a flagpole that may be used for the display.

(d) For purposes of this section, the United States flag is displayed in a respectful manner if the flag is displayed in the manner provided by 4 U.S.C. Sections 6-8.

(e) A municipality or county may impose a fee of up to 50 dollars for any violation of subsection (a).

SECTION __. Subsection (a), Section 202.008, Property Code, as added by this Act, applies to a restrictive covenant, rule, or other prohibition adopted before, on, or after the effective date of this Act.