

AN ACT

relating to the applicability of procedures governing restrictive covenants in certain residential subdivisions.

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

SECTION 1. Section 201.001(a), Property Code, is amended to read as follows:

(a) This chapter applies to a residential real estate subdivision that is located in whole or in part:

(1) within a city that has a population of more than 100,000, or within the extraterritorial jurisdiction of such a city;

(2) in the unincorporated area of:

(A) a county having a population of 2,400,000 or more; or

(B) a county having a population of 30,000 [~~190,000~~] or more that is adjacent to a county having a population of 2,400,000 or more; or

(3) in the incorporated area of a county having a population of 30,000 [~~190,000~~] or more that is adjacent to a county having a population of 2,400,000 or more.

SECTION 2. This Act takes effect September 1, 2005.

President of the Senate

Speaker of the House

I certify that H.B. No. 638 was passed by the House on March 23, 2005, by a non-record vote.

Chief Clerk of the House

I certify that H.B. No. 638 was passed by the Senate on May 25, 2005, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor