

Suspending limitations on conference committee
jurisdiction, H.B. No. 362 (Solomons/West)

By: Solomons

H.R. No. 2688

R E S O L U T I O N

1 BE IT RESOLVED by the House of Representatives of the State of
2 Texas, 82nd Legislature, Regular Session, 2011, That House Rule 13,
3 Section 9(a), be suspended in part as provided by House Rule 13,
4 Section 9(f), to enable the conference committee appointed to
5 resolve the differences on House Bill 362 (regulation by a property
6 owners' association of the installation of solar energy devices and
7 certain roofing materials on property) to consider and take action
8 on the following matters:

9 (1) House Rule 13, Section 9(a)(3), is suspended to permit
10 the committee, in SECTION 1 of the bill, in added Section
11 202.010(a), Property Code, to add text on a matter which is not in
12 disagreement to read as follows:

13 (1) "Development period" means a period stated in a
14 declaration during which a declarant reserves:

15 (A) a right to facilitate the development,
16 construction, and marketing of the subdivision; and

17 (B) a right to direct the size, shape, and
18 composition of the subdivision.

19 (2) House Rule 13, Section 9(a)(3), is suspended to permit
20 the committee, in SECTION 1 of the bill, in added Section 202.010,
21 Property Code, to add text on a matter which is not in disagreement
22 to read as follows:

23 (f) During the development period, the declarant may
24 prohibit or restrict a property owner from installing a solar

1 energy device.

2 (3) House Rule 13, Section 9(a)(1), is suspended to permit
3 the committee, in SECTION 1 of the bill, in added Section
4 202.011(1), Property Code, to change text on a matter which is not
5 in disagreement to read as follows:

6 (1) are designed primarily to:

7 (A) be wind and hail resistant;

8 (B) provide heating and cooling efficiencies
9 greater than those provided by customary composite shingles; or

10 (C) provide solar generation capabilities; and

11 Explanation: These changes are necessary to:

12 (1) clarify the application of provisions relating to
13 the regulation of solar energy devices by property owners'
14 associations; and

15 (2) modify the authority granted to property owners'
16 associations relating to the installation of certain roofing
17 materials.