

Amend SB 1168 (house committee printing) as follows:

(1) On page 5, strike lines 1-12 and substitute the following:

SECTION 8. Section 209.0041, Property Code, is amended by amending Subsection (h) and adding Subsections (h-1) and (h-2) to read as follows:

(h) Except as provided by Subsection (h-1) or (h-2) [~~this subsection~~], a declaration may be amended only by a vote of 67 percent of the total votes allocated to property owners entitled to vote on the amendment of the declaration [~~in the property owners' association~~], in addition to any governmental approval required by law.

(h-1) If the declaration contains a lower percentage than prescribed by Subsection (h), the percentage in the declaration controls.

(h-2) If the declaration is silent as to voting rights for an amendment, the declaration may be amended by a vote of owners owning 67 percent of the lots subject to the declaration.

(2) On page 17, line 23, between "fine or suspension" and "~~unless~~", insert "if the violation is of a curable nature and does not pose a threat to public health or safety".