

BILL ANALYSIS

H.B. 1025
By: Bohac
Business & Industry
Committee Report (Unamended)

BACKGROUND AND PURPOSE

There are concerns that some larger property owners' associations do not have the ability to elect board members from individual neighborhood sections. H.B. 1025 seeks to address this issue by authorizing property owners' associations that govern subdivisions comprised of multiple sections to select positions on the board elected from each of the designated sections of the subdivision.

CRIMINAL JUSTICE IMPACT

It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

H.B. 1025 amends the Property Code to authorize a property owners' association subject to the Texas Residential Property Owners Protection Act that governs a subdivision comprised of multiple sections to designate in an association governing instrument a specified number of positions on the association board, each of which must be elected from a designated section of the subdivision. An instrument that designates board positions in this manner may require each board member representing a section to reside in that section. The bill prohibits an owner of property in a property owners' association from being a candidate for membership on the association board if an enforcement action is pending against the property owner or if the property owner owes the association a delinquent assessment, fee, or fine.

EFFECTIVE DATE

September 1, 2019.