

Amend SB 1588 (house committee printing) as follows:

On page 1, line 5, insert the following and renumber subsequent sections accordingly:

SECTION 1. Sections 202.018(a) and (b), Property Code, are amended to read as follows:

(a) Except as otherwise provided by this section, a property owners' association may not enforce or adopt a provision in a dedicatory instrument, including a restrictive covenant, that prohibits a property owner or resident from displaying or affixing on the ~~[entry to the]~~ owner's or resident's property or dwelling one or more religious items the display of which is motivated by the owner's or resident's sincere religious belief.

(b) This section does not prohibit the enforcement or adoption of a provision in a dedicatory instrument, including a restrictive covenant, that, to the extent allowed by the constitution of this state and the United States, prohibits the display or affixing of a religious item on the ~~[entry to the]~~ owner's or residents's property or dwelling that:

(1) threatens the public health or safety;

(2) violates a law other than a law prohibiting the display of religious speech;

(3) contains language, graphics, or any display that is patently offensive to a passerby for reasons other than its religious content;

(4) is installed on property:

(A) owned or maintained by the property owners' association; or

(B) owned in common by members of the property owners' association;

(5) violates any applicable building line, right-of-way, setback, or easement; or

(6) is attached to a traffic control device, street lamp, fire hydrant, or utility sign, pole, or fixture ~~[in a location other than the entry door or door frame or extends past the outer edge of the door frame of the owner's or resident's dwelling; or~~

~~(5) individually or in combination with each other religious item displayed or affixed on the entry door or door frame~~

~~has a total size of greater than 25 square inches].~~

SECTION 2. On page 13, line 19, between "(1)" and "Sections", insert the following and renumber the remaining subsections accordingly:

(1) Sections 202.018(c) and (d);