

By: J. Johnson of Harris

H.B. No. 3952

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to requiring property owner's associations and  
3 condominium associations to be registered with the secretary of  
4 state.

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

6 SECTION 1. Subchapter A, Chapter 81, Property Code, is  
7 amended by adding Section 81.0031 to read as follows:

8 Sec. 81.0031. REGISTRATION OF ASSOCIATION REQUIRED. (a)  
9 In this section, "condominium association" means a unit owner's  
10 association of a condominium regime.

11 (b) A condominium association shall annually register with  
12 the secretary of state.

13 (c) A registration must include the names and contact  
14 information of members of the governing body of the condominium  
15 association.

16 (d) A condominium association may not collect association  
17 dues or fees unless the condominium association is registered with  
18 the secretary of state.

19 SECTION 2. Subchapter A, Chapter 82, Property Code, is  
20 amended by adding Section 82.009 to read as follows:

21 Sec. 82.009. REGISTRATION OF ASSOCIATION REQUIRED. (a) In  
22 this section, "condominium association" means a unit owner's  
23 association of a condominium regime.

24 (b) A condominium association shall annually register with

1 the secretary of state.

2 (c) A registration must include the names and contact  
3 information of members of the board of the condominium association.

4 (d) A condominium association may not collect association  
5 dues or fees unless the condominium association is registered with  
6 the secretary of state.

7 SECTION 3. Chapter 209, Property Code, is amended by adding  
8 Section 209.0031 to read as follows:

9 Sec. 209.0031. REGISTRATION OF ASSOCIATION REQUIRED. (a)  
10 A property owner's association shall annually register with the  
11 secretary of state.

12 (b) A registration must include the names and contact  
13 information of members of the board of the property owner's  
14 association.

15 (c) A property owner's association may not collect  
16 association assessments unless the association is registered with  
17 the secretary of state.

18 SECTION 4. The secretary of state shall adopt rules  
19 necessary to implement Sections 81.0031, 82.009, and 209.0031,  
20 Property Code, as added by this Act, not later than January 1, 2022.

21 SECTION 5. (a) Except as provided by Subsection (b) of this  
22 section, this Act takes effect January 1, 2022.

23 (b) Section 4 of this Act takes effect September 1, 2021.