

Amend **CSSB 491** (senate committee report) in SECTION 1 of the bill, immediately after added Section 214.908(e), Local Government Code (page 1, between lines 51 and 52), by inserting the following appropriately lettered subsections and relettering subsequent subsections and cross-references to those subsections accordingly:

() This section does not apply to a tower that is:

(1) a fixed, uninhabitable structure, regardless of whether free-standing or guyed; and

(2) not designed to act as a shelter or to be occupied for any use.

() This section does not affect the validity or enforceability by any person of a restrictive covenant or deed restriction.