

SB0621/190311/3

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 621
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “a” in line 4 down through “covenant” in line 5 and substitute “certain persons”; and in line 6, after “modification” insert “to an unlawfully restrictive covenant”.

AMENDMENT NO. 2

On page 4, in line 11, after “ASSOCIATION” insert “, AS DEFINED IN § 11B-101 OF THIS ARTICLE”.

AMENDMENT NO. 3

On page 4, strike beginning with “WHO” in line 12 down through “COVENANT” in line 13; in line 14, after “MODIFICATION” insert “TO AN UNLAWFULLY RESTRICTIVE COVENANT”; in line 15, after “SECTION” insert “IF THE PERSON:

(1) HOLDS AN OWNERSHIP INTEREST IN PROPERTY THAT THE PERSON BELIEVES IS SUBJECT TO THE UNLAWFULLY RESTRICTIVE COVENANT;
OR

(2) IS A NONPROFIT ENTITY THAT IS REQUIRED TO ENFORCE WITHIN A DEFINED RESIDENTIAL NEIGHBORHOOD:

(I) COVENANTS THAT LIMIT ARCHITECTURAL ALTERATIONS, RENOVATIONS, LANDSCAPING ELEMENTS, OR OTHER MODIFICATIONS TO RESIDENTIAL LOTS IN THE NEIGHBORHOOD; AND

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(II) THE UNLAWFULLY RESTRICTIVE COVENANT”;

in line 25, after “**(I)**” insert “**1.**”; and in the same line, after the semicolon insert “**OR**

2. IN THE CASE OF A NONPROFIT ENTITY, BE ACCOMPANIED BY A STATEMENT THAT A MAJORITY OF THE GOVERNING BODY OF THE NONPROFIT ENTITY HAS AGREED TO THE RESTRICTIVE COVENANT MODIFICATION;”.