

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 36
(First Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1, in line 5, after “persons;” insert “requiring the governing body of certain common ownership communities, on request of a member, to compile and mail certain information within a certain time;”; strike beginning with “repealing” in line 5 down through “for” in line 6 and substitute “altering certain limitations concerning public inspection of”; in line 6, strike “repealing the authority of” and substitute “prohibiting”; in line 7, strike “to impose” and substitute “from imposing certain fees other than”; in the same line, after “charge” insert “imposed”; in line 8, strike “review” and substitute “copy”; and in the same line, after “records;” insert “providing that a charge for copying certain records may not exceed a certain amount;”.

AMENDMENT NO. 2

On page 2, in line 3, after “(1)” insert “(I)”; after line 7, insert:

“(II) IF A MEMBER REQUESTS A COPY OF FINANCIAL STATEMENTS OF THE COOPERATIVE HOUSING CORPORATION OR THE MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OR OTHER GOVERNING BODY OF THE COOPERATIVE HOUSING CORPORATION TO BE DELIVERED BY MAIL, THE BOARD OF DIRECTORS OR OTHER GOVERNING BODY OF THE COOPERATIVE HOUSING CORPORATION SHALL COMPILE AND MAIL THE REQUESTED INFORMATION WITHIN 10 DAYS AFTER RECEIPT OF THE REQUEST.”;

in line 9, after “inspection” insert “**, EXCEPT FOR INSPECTION BY THE PERSON IN INTEREST,**”; in line 10, after “records” insert “**, NOT INCLUDING INFORMATION ON INDIVIDUAL SALARIES, WAGES, BONUSES, AND OTHER COMPENSATION PAID TO OFFICERS**”; in lines 12, 13, 15, and 17, in each instance, strike the bracket; in line 12, after “individual’s” insert “**PERSONAL**”; in the same line, after “records” insert “**,**

(Over)

INCLUDING ASSETS, INCOME, LIABILITIES, NET WORTH, BANK BALANCES, FINANCIAL HISTORY OR ACTIVITIES, AND CREDITWORTHINESS"; in line 14, strike "OR"; in line 15, strike "(IV)"; in line 17, after "corporation" insert ", UNLESS A MAJORITY OF A QUORUM OF THE BOARD OF DIRECTORS OR OTHER GOVERNING BODY OF THE COOPERATIVE HOUSING CORPORATION APPROVES UNSEALING THE MINUTES OR A RECORDING OF THE MINUTES FOR PUBLIC INSPECTION"; in line 18, after "(b)" insert "(1)"; in the same line, strike "The cooperative housing corporation may impose" and substitute "EXCEPT FOR"; in the same line, after "charge" insert "IMPOSED"; in line 19, after "records" insert ", THE COOPERATIVE HOUSING CORPORATION MAY NOT IMPOSE ANY CHARGES UNDER THIS SECTION"; after line 19, insert:

"(2) A CHARGE IMPOSED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY NOT EXCEED THE PREVAILING AVERAGE CHARGE BY COMMERCIAL COPYING SERVICES IN THE COMMUNITY.";

in line 22, after "(1)" insert "(I)"; and after line 28, insert:

"(II) IF A MEMBER REQUESTS A COPY OF FINANCIAL STATEMENTS OF THE CONDOMINIUM OR THE MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OR OTHER GOVERNING BODY OF THE CONDOMINIUM TO BE DELIVERED BY MAIL, THE BOARD OF DIRECTORS OR OTHER GOVERNING BODY OF THE CONDOMINIUM SHALL COMPILE AND MAIL THE REQUESTED INFORMATION WITHIN 10 DAYS AFTER RECEIPT OF THE REQUEST."

AMENDMENT NO. 3

On page 3, in lines 2 and 20, in each instance, after "inspection" insert ", EXCEPT FOR INSPECTION BY THE PERSON IN INTEREST,"; in lines 3 and 21, in each instance, after "records" insert ", NOT INCLUDING INFORMATION ON INDIVIDUAL SALARIES, WAGES, BONUSES, AND OTHER COMPENSATION PAID TO

OFFICERS"; in lines 5, 6, 8, 10, 23, 24, and 26, in each instance, strike the bracket; in lines 5 and 23, in each instance, after "individual's" insert "PERSONAL"; in the same lines, in each instance, after "records" insert ", INCLUDING ASSETS, INCOME, LIABILITIES, NET WORTH, BANK BALANCES, FINANCIAL HISTORY OR ACTIVITIES, AND CREDITWORTHINESS"; in lines 7 and 25, in each instance, strike "OR"; in lines 8 and 26, in each instance, strike "(IV)"; in line 10, after "owners" insert ", UNLESS A MAJORITY OF A QUORUM OF THE BOARD OF DIRECTORS OR OTHER GOVERNING BODY OF THE COUNCIL OF UNIT OWNERS APPROVES UNSEALING THE MINUTES OR A RECORDING OF THE MINUTES FOR PUBLIC INSPECTION"; in line 11, after "(d)" insert "(1)"; in the same line, strike "The council of unit owners may impose" and substitute "EXCEPT FOR"; in the same line, strike "upon" and substitute "IMPOSED ON"; in line 12, after "records" insert ", THE COUNCIL OF UNIT OWNERS MAY NOT IMPOSE ANY CHARGES UNDER THIS SECTION"; and after line 12, insert:

"(2) A CHARGE IMPOSED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY NOT EXCEED THE PREVAILING AVERAGE CHARGE BY COMMERCIAL COPYING SERVICES IN THE COMMUNITY."

AMENDMENT NO. 4

On page 4, in line 2, strike the bracket and substitute ", UNLESS A MAJORITY OF A QUORUM OF THE GOVERNING BODY OF THE HOMEOWNERS ASSOCIATION APPROVES UNSEALING THE MINUTES OR A RECORDING OF THE MINUTES FOR PUBLIC INSPECTION"; in line 3, after "(b)" insert "(1)"; in the same line, strike "The homeowners association may impose" and substitute "EXCEPT FOR"; in the same line, strike "upon" and substitute "IMPOSED ON"; in line 4, after "records" insert ", THE HOMEOWNERS ASSOCIATION MAY NOT IMPOSE ANY CHARGES UNDER THIS SECTION"; and after line 4, insert:

“(2) A CHARGE IMPOSED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY NOT EXCEED THE PREVAILING AVERAGE CHARGE BY COMMERCIAL COPYING SERVICES IN THE COMMUNITY.”.