

HB1328/900214/2

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 1328

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Vaughn” and substitute “, Vaughn, and Tarrant”; strike beginning with “requiring” in line 10 down through “corporation;” in line 12; in line 24, after “body;” insert “requiring the governing body of a cooperative housing corporation to keep books and records in a certain manner; requiring the governing body of a cooperative housing corporation to cause an audit of the books and records under certain circumstances;”; and strike beginning with “requiring” in line 24 down through “depository;” in line 31.

On page 2, strike beginning with “authorizing” in line 1 down through “circumstances;” in line 9; in line 25, after “action” insert “in court”; in line 32, strike “5-6B-33 and 5-6B-34” and substitute “5-6B-32 and 5-6B-33”; and in line 43, strike “5-6B-32” and substitute “5-6B-31”.

On page 3, in line 6, strike “5-6B-33 and 5-6B-34” and substitute “5-6B-32 and 5-6B-33”.

AMENDMENT NO. 2

On page 4, strike in their entirety lines 4 through 7, inclusive; and in lines 8, 19, 25, 27, 30, and 32, strike “(K)”, “(L)”, “(M)”, “(N)”, “(O)”, and “(P)”, respectively, and substitute “(J)”, “(K)”, “(L)”, “(M)”, “(N)”, and “(O)”, respectively.

On page 5, in lines 1, 6, 14, and 24, strike “(Q)”, “(R)”, “(S)”, and “(T)”, respectively, and substitute “(P)”, “(Q)”, “(R)”, and “(S)”, respectively.

On page 6, in lines 1 and 3, strike “(U)” and “(V)”, respectively, and substitute “(T)” and “(U)”, respectively.

(Over)

On page 9, after line 5, insert:

“(A) THE GOVERNING BODY SHALL KEEP BOOKS AND RECORDS IN ACCORDANCE WITH GOOD ACCOUNTING PRACTICES.

(B) (1) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, ON THE REQUEST OF THE MEMBERS OF AT LEAST 5 PERCENT OF THE UNITS, THE GOVERNING BODY SHALL CAUSE AN AUDIT OF THE BOOKS AND RECORDS TO BE MADE BY AN INDEPENDENT CERTIFIED PUBLIC ACCOUNTANT.

(II) AN AUDIT MAY NOT BE MADE MORE THAN ONCE IN ANY CONSECUTIVE 12-MONTH PERIOD.

(2) THE COST OF THE AUDIT SHALL BE A COMMON EXPENSE.”;

and strike in their entirety lines 6 through 30, inclusive.

On pages 10 and 11, strike in their entirety the lines beginning with line 1 on page 10 through line 3 on page 11, inclusive, and substitute “**5-6B-29.**”.

On page 11, in line 13, strike “**5-6B-31.**” and substitute “**5-6B-30.**”.

AMENDMENT NO. 3

On page 8, in line 32, strike “**THE AREA THAT THE GOVERNING BODY**” and substitute “**ANY AREA THAT IS GENERALLY OPEN TO ALL MEMBERS**”; and in line 33, strike “**USES FOR SCHEDULED MEETINGS**”.

On page 11, in line 20, after “**ACTION**” insert “**IN COURT**”.

On page 13, in line 16, strike “COUNSEL” and substitute “REASONABLE ATTORNEY’S”; in line 22, strike “5-6B-32.” and substitute “5-6B-31.”; in line 28, after “ACTION” insert “IN COURT”; and in line 32, strike “6” and substitute “3”.

On page 14, in line 3, strike “§ 5-6B-31” and substitute “§ 5-6B-30”; and in line 7, strike “2.” and substitute “3.”.

AMENDMENT NO. 4

On page 6, strike in their entirety lines 30 through 32, inclusive.

On page 11, in line 12, strike “15” and substitute “10”.