

Bill No. CS for CS for CS for SB 1184

Amendment No. ____ Barcode 701040

CHAMBER ACTION

Senate

House

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Senator Campbell moved the following amendment:

Senate Amendment

On page 21, between lines 12 and 13,

insert:

(5) The owner of any parcel that has ceased to be governed by a previous declaration of covenants as of July 1, 2004, may commence an action within 1 year after that date for a judicial determination that the previous declaration did not govern that parcel as of July 1, 2004, and that any revival of such declaration as to that parcel would unconstitutionally deprive the parcel owner of rights or property. A revived declaration that is implemented pursuant to this act shall not apply to or affect the rights of the respective parcel owner recognized by a court order or judgement in an action commenced within 1 year after July 1, 2004, and any rights so recognized may not be subsequently altered by a revived declaration implemented under this act without the consent of the affected property owner.