

1st Sub. S.B. 167

CONDOMINIUM AND COMMUNITY ASSOCIATION REVISIONS

HOUSE FLOOR AMENDMENTS

AMENDMENT 2

MARCH 9, 2011 4:04 PM

Representative **Ryan D. Wilcox** proposes the following amendments:

1. *Page 40, Line 1231 through Page 41, Line 1239:*

1231 Code, Title 4, Chapter 1, The Flag {~~, or with a rule or custom pertaining to the proper display of~~
1232 ~~the flag.~~ } .
1233 { ~~(2) (a) Notwithstanding Subsection (1), an association may establish reasonable~~
1234 ~~restrictions on the size of a flag and on the place, duration, and manner of placement or display~~
1235 ~~of a flag if the restrictions are necessary to protect a substantial interest of the association.~~
1236 ~~— (b) In an action that an association brings for a violation of a restriction under~~
1237 ~~Subsection (2)(a), the association bears the burden of proof that the restriction is necessary to~~
1238 ~~protect a substantial interest of the association. }~~
1239 { ~~(3)~~ } (2) . An association may restrict the display of a flag on the common areas.