

HB1116_L.008

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Economic and Business Development.

HB12-1116 be amended as follows:

- 1 Amend printed bill, page 9, line 5, after "(f)" insert "(I)".
- 2 Page 9, strike line 9 and substitute "OWNER OF THE RESALE TIME SHARE A
3 COPY OF THE RECORDED DEED OR OTHER EQUIVALENT WRITTEN EVIDENCE
4 CLEARLY DEMONSTRATING THAT THE RESALE TIME SHARE HAS BEEN
5 TRANSFERRED TO A SUBSEQUENT TRANSFEREE IN ACCORDANCE WITH THE
6 TIME SHARE RESALE TRANSFER AGREEMENT AND APPLICABLE LAW AND:".
- 7 Page 9, line 10, strike "(I)" and substitute "(A)".
- 8 Page 9, line 16, strike "AND" and substitute "OR".
- 9 Page 9, strike lines 17 through 21 and substitute:
10 "(B) IF, AFTER RECEIVING WRITTEN REQUEST FROM THE TIME
11 SHARE RESALE ENTITY, THE ASSOCIATION OF TIME SHARE OWNERS OR
12 OTHER RESPONSIBLE PERSON FAILS TO PROVIDE A WRITTEN
13 ACKNOWLEDGMENT AS DESCRIBED IN SUB-SUBPARAGRAPH (A) OF THIS
14 SUBPARAGRAPH (I) WITHIN THIRTY DAYS AFTER RECEIPT OF THE REQUEST,
15 A WRITTEN STATEMENT TO THAT EFFECT, SPECIFYING THE DATE ON WHICH
16 THE WRITTEN REQUEST WAS SUBMITTED AND INCLUDING A COPY OF THE
17 REQUEST FOR THE ACKNOWLEDGMENT SUBMITTED TO THE ASSOCIATION
18 OR RESPONSIBLE PERSON.
19 (II) (A) IF THE ASSOCIATION OF TIME SHARE OWNERS OR OTHER
20 RESPONSIBLE PERSON DETERMINES THAT A TIME SHARE RESALE ENTITY
21 HAS NOT COMPLIED WITH THE ASSOCIATION'S POLICIES GOVERNING THE
22 TRANSFER OF A RESALE TIME SHARE BY A TIME SHARE OWNER, THE
23 ASSOCIATION OR RESPONSIBLE PERSON SHALL PROVIDE TO THE RESALE
24 TIME SHARE ENTITY THE BASIS FOR THE DETERMINATION AND A COPY OF
25 THE ASSOCIATION'S POLICIES GOVERNING THE TRANSFER OF A RESALE TIME
26 SHARE SO AS TO ALLOW THE TIME SHARE RESALE ENTITY THE
27 OPPORTUNITY TO COMPLY WITH THE ASSOCIATION'S POLICIES AND OBTAIN
28 THE WRITTEN ACKNOWLEDGMENT DESCRIBED IN SUB-SUBPARAGRAPH (A)
29 OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (f).
30 (B) A DETERMINATION PURSUANT TO SUB-SUBPARAGRAPH (A) OF
31 THIS SUBPARAGRAPH (II) IS NOT A FAILURE TO RESPOND TO A WRITTEN
32 REQUEST SUBMITTED BY A TIME SHARE RESALE ENTITY PURSUANT TO
33 SUB-SUBPARAGRAPH (B) OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (f);".

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