

115TH CONGRESS
2D SESSION

H. R. 6911

To amend the Servicemembers Civil Relief Act to prohibit the enforcement of certain policies of homeowners associations regarding real property of servicemembers.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 26, 2018

Mr. DESJARLAIS introduced the following bill; which was referred to the
Committee on Veterans' Affairs

A BILL

To amend the Servicemembers Civil Relief Act to prohibit the enforcement of certain policies of homeowners associations regarding real property of servicemembers.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PROHIBITION ON ENFORCEMENT OF CERTAIN**
4 **POLICIES OF HOMEOWNERS ASSOCIATIONS**
5 **REGARDING REAL PROPERTY OF SERVICE-**
6 **MEMBERS.**

7 (a) PROHIBITION.—Title III of the Servicemembers
8 Civil Relief Act (50 U.S.C. 3950 et seq.) is amended—

1 (1) by redesignating section 308 as section 309;

2 and

3 (2) by inserting after section 307 the following

4 new section 308:

5 **“SEC. 308. ENFORCEMENT OF POLICIES OF HOMEOWNERS**

6 **ASSOCIATIONS.**

7 “(a) PROHIBITION.—No homeowners association
8 may seek to enforce a policy—

9 “(1) that restricts the right of a member of the
10 association to lease the real property of that mem-
11 ber; and

12 “(2) against a servicemember—

13 “(A) whose residence is that real property;

14 “(B) during a period of military service of
15 the servicemember of not less than 90 days.

16 “(b) MISDEMEANOR.—A person who knowingly vio-
17 lates this section, or who knowingly attempts to do so,
18 shall be fined as provided in title 18, or imprisoned for
19 not more than one year, or both.

20 “(c) HOMEOWNERS ASSOCIATION DEFINED.—In this
21 section, the term ‘homeowners association’ has the mean-
22 ing given that term in section 528(c)(1) of the Internal
23 Revenue Code of 1986 (26 U.S.C. 528(c)(1)).”.

24 (b) CLERICAL AMENDMENT.—The table of contents
25 at the beginning of such Act is amended by striking the

1 item relating to section 308 and inserting the following

2 new items:

“308. Enforcement of policies of homeowners associations.

“309. Extension of protections to dependents.”.

