

HOUSE BILL 375

P1

2lr0838
CF SB 269

By: ~~Delegate Korman~~ Delegates Korman, Bagnall, Belcastro, Bhandari, Carr, Chisholm, Cullison, Hill, Johnson, Kaiser, Kelly, Kerr, Kipke, Krebs, Landis, R. Lewis, Morgan, Pena-Melnyk, Pendergrass, Reilly, Rosenberg, Saab, Sample-Hughes, Szeliga, and K. Young

Introduced and read first time: January 19, 2022

Assigned to: Health and Government Operations

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 26, 2022

CHAPTER _____

1 AN ACT concerning

2 **Open Meetings Act – Application and Enhanced Requirements**
3 **(Maryland State Agency Transparency Act of 2022)**

4 FOR the purpose of repealing exemptions from the Open Meetings Act for certain
5 independent and regional development units; establishing enhanced requirements
6 under the Open Meetings Act for specified public bodies; providing that a project site
7 visit or educational field tour is not a meeting for purposes of the Open Meetings Act
8 for certain public bodies; and generally relating to the Open Meetings Act.

9 BY repealing and reenacting, without amendments,
10 Article – Economic Development
11 Section 10–105(a), 10–401(a) and (c), 10–504(a), 10–604(a), 10–806(a), and 11–402(a)
12 Annotated Code of Maryland
13 (2018 Replacement Volume and 2021 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Economic Development
16 Section 10–111(a), 10–407, 10–508(b), 10–607(a), 10–814(a) and (b), and 11–408(a)
17 and (b)
18 Annotated Code of Maryland
19 (2018 Replacement Volume and 2021 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



- 1 BY repealing and reenacting, without amendments,
2 Article – Election Law
3 Section 2–101(a)
4 Annotated Code of Maryland
5 (2017 Replacement Volume and 2021 Supplement)
- 6 BY repealing
7 Article – Election Law
8 Section 2–102(d)
9 Annotated Code of Maryland
10 (2017 Replacement Volume and 2021 Supplement)
- 11 BY adding to
12 Article – Election Law
13 Section 2–102(d)
14 Annotated Code of Maryland
15 (2017 Replacement Volume and 2021 Supplement)
- 16 BY repealing and reenacting, without amendments,
17 Article – General Provisions
18 Section 3–101(a), (d), and (h)(1), 3–204(a), and 3–501
19 Annotated Code of Maryland
20 (2019 Replacement Volume and 2021 Supplement)
- 21 BY adding to
22 Article – General Provisions
23 Section 3–307
24 Annotated Code of Maryland
25 (2019 Replacement Volume and 2021 Supplement)
- 26 BY repealing
27 Article – Natural Resources
28 Section 3–103.4(g)
29 Annotated Code of Maryland
30 (2018 Replacement Volume and 2021 Supplement)
- 31 BY repealing and reenacting, with amendments,
32 Article – Natural Resources
33 Section 3–103.4(h)
34 Annotated Code of Maryland
35 (2018 Replacement Volume and 2021 Supplement)
- 36 BY repealing and reenacting, without amendments,
37 Article – Public Safety
38 Section 1–305(a)
39 Annotated Code of Maryland
40 (2018 Replacement Volume and 2021 Supplement)

1 BY repealing and reenacting, with amendments,
2 Article – Public Safety
3 Section 1–305(e)
4 Annotated Code of Maryland
5 (2018 Replacement Volume and 2021 Supplement)

6 BY repealing and reenacting, without amendments,
7 Article – Public Utilities
8 Section 2–101(a)
9 Annotated Code of Maryland
10 (2020 Replacement Volume and 2021 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – Public Utilities
13 Section 2–108(b)
14 Annotated Code of Maryland
15 (2020 Replacement Volume and 2021 Supplement)

16 BY repealing and reenacting, without amendments,
17 Article – Transportation
18 Section 4–201
19 Annotated Code of Maryland
20 (2020 Replacement Volume and 2021 Supplement)

21 BY repealing
22 Article – Transportation
23 Section 4–211
24 Annotated Code of Maryland
25 (2020 Replacement Volume and 2021 Supplement)

26 BY adding to
27 Article – Transportation
28 Section 4–211
29 Annotated Code of Maryland
30 (2020 Replacement Volume and 2021 Supplement)

31 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
32 That the Laws of Maryland read as follows:

33 **Article – Economic Development**

34 10–105.

35 (a) There is a Maryland Economic Development Corporation.

36 10–111.

- 1 (a) (1) Except as otherwise provided in this section, in exercising its powers,
2 the Corporation:
- 3 (i) may carry out its corporate purposes without the consent of any
4 State unit; and
- 5 (ii) is not subject to:
- 6 1. Title 12, Subtitles 1 through 3 of this article;
- 7 2. the following provisions of the Local Government Article:
- 8 A. Title 18, Subtitle 1 (Parking Authorities Act); and
- 9 B. Title 18, Subtitle 2 (Ocean City Convention Center);
- 10 3. the following provisions of the State Finance and
11 Procurement Article:
- 12 A. Title 2, Subtitles 2 (Gifts and Grants), 4 (Water and
13 Sewerage Systems), and 5 (Facilities for the Handicapped);
- 14 B. Title 3 (Budget and Management);
- 15 C. Title 4 (Department of General Services);
- 16 D. Title 5A (Division of Historical and Cultural Programs);
- 17 E. Title 6, Subtitle 1 (Studies and Estimates);
- 18 F. Title 7, Subtitles 1 (State Operating Budget), 2
19 (Disbursements and Expenditures), and 3 (Unspent Balances);
- 20 G. §§ 8–127, 8–128, and 8–129 (certain restrictions on State
21 general obligation bonds);
- 22 H. Title 8, Subtitle 1, Part V (State Revenue Anticipation
23 Notes);
- 24 I. Title 10 (Board of Public Works – Miscellaneous
25 Provisions); and
- 26 J. Division II (General Procurement Law);
- 27 4. the following provisions of the State Government Article:

1 A. Title 9, Subtitles 10 (State Archives and Artistic Property)
2 and 17 (Maryland State Employees Surety Bond Committee); and

3 B. Title 11 (Consolidated Procedures for Development
4 Permits); AND

5 5. Article 41 of the Code]; and

6 6. §§ 3–301 and 3–303 of the General Provisions Article
7 (certain open meetings provisions)].

8 (2) (I) The Corporation is subject to:

9 ~~(I)~~ 1. the Public Information Act; AND

10 ~~(II)~~ 2. THE OPEN MEETINGS ACT.

11 (II) FOR PURPOSES OF THE OPEN MEETINGS ACT, A PROJECT
12 SITE VISIT OR EDUCATIONAL FIELD TOUR SHALL NOT BE CONSIDERED A MEETING
13 OF THE CORPORATION IF NO ORGANIZATIONAL BUSINESS IS CONDUCTED.

14 10–401.

15 (a) In this subtitle the following words have the meanings indicated.

16 (c) “Corporation” means the Maryland Technology Development Corporation.

17 10–407.

18 (a) Except as provided in subsections (b), (c), and (e) of this section, the
19 Corporation is exempt from[:

20 (1) Title 10 and Division II of the State Finance and Procurement Article[;
21 and

22 (2) §§ 3–301 and 3–303 of the General Provisions Article].

23 (b) The Corporation is subject to the Public Information Act.

24 (c) The Board, the officers and employees of the Corporation, members of the
25 investment committee, and members of any advisory committee appointed are subject to
26 the Public Ethics Law.

27 (d) The officers and employees of the Corporation are not subject to the provisions
28 of Division I of the State Personnel and Pensions Article that govern the State Personnel
29 Management System.

1 (e) (1) The Corporation, its Board, and employees are subject to Title 12,
2 Subtitle 4 of the State Finance and Procurement Article.

3 (2) The Board, the officers and employees of the Corporation, the members
4 of the investment committee, and the members of any advisory committee appointed shall
5 disclose to the State Ethics Commission whether they are employed by or have a financial
6 interest in an entity that currently has or will apply for funds or an investment in a program
7 administered by the Corporation.

8 **(F) FOR PURPOSES OF THE OPEN MEETINGS ACT, A PROJECT SITE VISIT OR**
9 **EDUCATIONAL FIELD TOUR SHALL NOT BE CONSIDERED A MEETING OF THE**
10 **CORPORATION IF NO ORGANIZATIONAL BUSINESS IS CONDUCTED.**

11 10-504.

12 (a) There is a Maryland Agricultural and Resource-Based Industry Development
13 Corporation.

14 10-508.

15 (b) (1) The Corporation is subject to:

16 (I) the Public Information Act; AND

17 (II) **SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE**
18 **OPEN MEETINGS ACT.**

19 (2) [The Corporation is exempt from the Open Meetings Act.] **FOR**
20 **PURPOSES OF THE OPEN MEETINGS ACT, A PROJECT SITE VISIT OR EDUCATIONAL**
21 **FIELD TOUR SHALL NOT BE CONSIDERED A MEETING OF THE ~~BOARD~~ CORPORATION**
22 **IF NO ORGANIZATIONAL BUSINESS IS CONDUCTED.**

23 10-604.

24 (a) There is a Maryland Stadium Authority.

25 10-607.

26 (a) ~~[(1)]~~ The Authority shall determine the times and places of its meetings.

27 [(2) The Authority shall make publicly available on its website:

28 (i) each open meeting agenda:

29 1. at least 48 hours in advance of each meeting; or

1 2. if the meeting is being held due to an emergency, a natural
2 disaster, or any other unanticipated situation, as far in advance of the meeting as
3 practicable;

4 (ii) meeting minutes from the portions of a meeting that were held
5 in open session, not more than 2 business days after the minutes are approved; and

6 (iii) except as provided in paragraph (3) of this subsection, live video
7 streaming of each portion of a meeting that is held in open session.

8 (3) If the Authority meets by telephone conference, the Authority shall
9 make publicly available on its website live audio streaming of each portion of the meeting
10 that is held in open session.

11 (4) The Authority shall maintain on its website:

12 (i) meeting minutes made available under paragraph (2) of this
13 subsection for a minimum of 5 years after the date of the meeting;

14 (ii) a complete and unedited archived video recording of each open
15 meeting for which live video streaming was made available under paragraph (2) of this
16 subsection for a minimum of 1 year after the date of the meeting; and

17 (iii) a complete and unedited archived audio recording of each open
18 meeting for which live audio streaming was made available under paragraph (3) of this
19 subsection for a minimum of 1 year after the date of the meeting.]

20 **(2) FOR PURPOSES OF THE OPEN MEETINGS ACT, A PROJECT SITE**
21 **VISIT OR EDUCATIONAL FIELD TOUR SHALL NOT BE CONSIDERED A MEETING OF THE**
22 **AUTHORITY IF NO ORGANIZATIONAL BUSINESS IS CONDUCTED.**

23 10-806.

24 (a) There is a Maryland Clean Energy Center.

25 10-814.

26 (a) Except as provided in subsections (b), (c), and (e) of this section, the Center is
27 exempt from[:

28 (1)] Title 10 and Division II of the State Finance and Procurement Article[;
29 and

30 (2) §§ 3-301 and 3-303 of the General Provisions Article].

1 (b) **(1)** The Center is subject to:

2 ~~(1)~~ **(I)** the Public Information Act; AND

3 ~~(2)~~ **(II)** **THE OPEN MEETINGS ACT.**

4 **(2) FOR PURPOSES OF THE OPEN MEETINGS ACT, A PROJECT SITE**
 5 **VISIT OR EDUCATIONAL FIELD TOUR SHALL NOT BE CONSIDERED A MEETING OF THE**
 6 **CENTER IF NO ORGANIZATIONAL BUSINESS IS CONDUCTED.**

7 11-402.

8 (a) There is a Bainbridge Development Corporation.

9 11-408.

10 (a) Except as otherwise provided in this section, in exercising its corporate
 11 powers, the Corporation:

12 (1) may carry out its corporate purposes without obtaining the consent of
 13 any other State unit; and

14 (2) is not subject to:

15 (i) [§§ 3-301 and 3-303 of the General Provisions Article (Open
 16 Meetings);

17 (ii)] Title 11 of the State Government Article (Consolidated
 18 Procedures for Development Permits); and

19 [(iii)] **(II)** the following provisions of the State Finance and
 20 Procurement Article:

21 1. Title 2, Subtitles 2 (Gifts and Grants), 4 (Facsimile
 22 Signatures and Seals), and 5 (Facilities for Handicapped);

23 2. Title 3 (Budget and Management);

24 3. Title 4 (Department of General Services);

25 4. § 5A-304 (Maryland Historical Trust Property
 26 Acquisition);

27 5. Title 6, Subtitle 1 (Revenues: Studies and Estimates);

1 6. Title 7, Subtitles 1 (State Operating Budget), 2
2 (Disbursements and Expenditures), and 3 (Unspent Balances);

3 7. Title 8, Subtitle 1 (General Obligation Debt);

4 8. Title 10 (Board of Public Works – Miscellaneous
5 Provisions); and

6 9. Division II (General Procurement Law).

7 (b) **(1)** The Corporation is subject to:

8 ~~(1)~~ **(I)** the Public Information Act; AND

9 ~~(2)~~ **(II)** **THE OPEN MEETINGS ACT.**

10 **(2) FOR PURPOSES OF THE OPEN MEETINGS ACT, A PROJECT SITE**
11 **VISIT OR EDUCATIONAL FIELD TOUR SHALL NOT BE CONSIDERED A MEETING OF THE**
12 **CORPORATION IF NO ORGANIZATIONAL BUSINESS IS CONDUCTED.**

13 **Article – Election Law**

14 2–101.

15 (a) There is a State Board of Elections consisting of five members.

16 2–102.

17 [(d) (1) The State Board shall make publicly available on its website:

18 (i) each open meeting agenda:

19 1. at least 48 hours in advance of each meeting; or

20 2. if the meeting is being held due to an emergency, a natural
21 disaster, or any other unanticipated situation, as far in advance of the meeting as
22 practicable;

23 (ii) meeting minutes from the portions of a meeting that were held
24 in open session, not more than 2 business days after the minutes are approved; and

25 (iii) live video streaming of each portion of a meeting that is held in
26 open session.

27 (2) The State Board shall maintain on its website:

1 (i) meeting minutes made available under paragraph (1)(ii) of this
2 subsection for a minimum of 5 years after the date of the meeting; and

3 (ii) a complete and unedited archived video recording of each open
4 meeting for which live video streaming was made available under paragraph (1)(iii) of this
5 subsection for a minimum of 1 year after the date of the meeting.

6 (3) The Department of Information Technology shall provide to the State
7 Board the technical staff, support, and equipment necessary to stream live video of the open
8 meetings of the State Board.]

9 **(D) FOR PURPOSES OF THE OPEN MEETINGS ACT, A PROJECT SITE VISIT OR**
10 **EDUCATIONAL FIELD TOUR SHALL NOT BE CONSIDERED A MEETING OF THE STATE**
11 **BOARD IF NO ORGANIZATIONAL BUSINESS IS CONDUCTED.**

12 Article – General Provisions

13 3–101.

14 (a) In this title the following words have the meanings indicated.

15 (d) “Board” means the State Open Meetings Law Compliance Board.

16 (h) (1) “Public body” means an entity that:

17 (i) consists of at least two individuals; and

18 (ii) is created by:

19 1. the Maryland Constitution;

20 2. a State statute;

21 3. a county or municipal charter;

22 4. a memorandum of understanding or a master agreement
23 to which a majority of the county boards of education and the State Department of
24 Education are signatories;

25 5. an ordinance;

26 6. a rule, resolution, or bylaw;

27 7. an executive order of the Governor; or

28 8. an executive order of the chief executive authority of a
29 political subdivision of the State.

1 3-204.

2 (a) The Board shall:

3 (1) receive, review, and, subject to § 3-207 of this subtitle, resolve
4 complaints from any person alleging a violation of this title; and

5 (2) issue a written opinion as to whether a violation has occurred.

6 **3-307.**

7 (A) THIS SECTION APPLIES ONLY TO THE FOLLOWING PUBLIC BODIES:

8 (1) THE BOARD OF DIRECTORS OF THE BAINBRIDGE DEVELOPMENT
9 CORPORATION;

10 (2) THE CANAL PLACE PRESERVATION AND DEVELOPMENT
11 AUTHORITY;

12 (3) THE MARYLAND 9-1-1 BOARD;

13 (4) THE BOARD OF DIRECTORS OF THE MARYLAND AGRICULTURAL
14 AND RESOURCE-BASED INDUSTRY CORPORATION;

15 ~~(5) THE BOARD OF TRUSTEES OF THE MARYLAND AUTOMOBILE~~
16 ~~INSURANCE FUND;~~

17 ~~(6)~~ (5) THE BOARD OF DIRECTORS OF THE MARYLAND CLEAN
18 ENERGY CENTER;

19 ~~(7)~~ (6) THE BOARD OF DIRECTORS OF THE MARYLAND ECONOMIC
20 DEVELOPMENT CORPORATION;

21 ~~(8)~~ (7) THE BOARD OF DIRECTORS OF THE MARYLAND
22 ENVIRONMENTAL SERVICE;

23 ~~(9)~~ (8) THE MARYLAND FOOD CENTER AUTHORITY;

24 ~~(10)~~ (9) THE MARYLAND HEALTH AND HIGHER EDUCATIONAL
25 FACILITIES AUTHORITY;

26 ~~(11)~~ (10) THE MARYLAND INDUSTRIAL DEVELOPMENT FINANCING
27 AUTHORITY;

- 1 ~~(12)~~ (11) THE MARYLAND STADIUM AUTHORITY;
- 2 ~~(13)~~ (12) THE MARYLAND TRANSPORTATION AUTHORITY;
- 3 ~~(14)~~ (13) THE NORTHEAST MARYLAND WASTE DISPOSAL
4 AUTHORITY;
- 5 ~~(15)~~ (14) THE PUBLIC SERVICE COMMISSION; ~~AND~~
- 6 ~~(16)~~ (15) THE STATE BOARD OF ELECTIONS; AND
- 7 (16) THE MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION.

8 (B) A PUBLIC BODY SPECIFIED IN SUBSECTION (A) OF THIS SECTION SHALL
9 MAKE PUBLICLY AVAILABLE ON ITS WEBSITE:

10 ~~(1) EACH OPEN MEETING AGENDA, TOGETHER WITH ANY
11 DOCUMENTS, TESTIMONY, MINUTES FROM PREVIOUS MEETINGS, AND OTHER
12 MATERIALS THAT WILL BE CONSIDERED AT THE OPEN MEETING:~~

13 (1) EACH OPEN MEETING AGENDA, TOGETHER WITH A SUMMARY OF
14 ANY FINALIZED DOCUMENTS, WRITTEN TESTIMONY FROM THE PUBLIC, AND OTHER
15 MATERIALS THAT THE PUBLIC BODY WILL VOTE ON AT THE OPEN MEETING:

16 (I) AT LEAST 48 HOURS IN ADVANCE OF EACH MEETING; OR

17 (II) IF THE MEETING IS BEING HELD DUE TO AN EMERGENCY, A
18 NATURAL DISASTER, OR ANY OTHER UNANTICIPATED SITUATION, AS FAR IN
19 ADVANCE OF THE MEETING AS PRACTICABLE;

20 (2) MEETING MINUTES FROM THE PORTIONS OF A MEETING THAT
21 WERE HELD IN OPEN SESSION, NOT MORE THAN 2 BUSINESS DAYS AFTER THE
22 MINUTES ARE APPROVED; AND

23 (3) SUBJECT TO SUBSECTIONS (F) AND (G) OF THIS SECTION, LIVE
24 VIDEO STREAMING OF EACH PORTION OF A MEETING THAT IS HELD IN OPEN
25 SESSION.

26 (C) TO THE EXTENT PRACTICABLE, EACH OPEN MEETING AGENDA SHALL
27 INDICATE:

28 (1) WHETHER THE PUBLIC BODY INTENDS TO ADJOURN THE OPEN
29 SESSION TO A CLOSED SESSION; AND

1 **(2) IF APPLICABLE, THE EXPECTED TIME AT WHICH THE PUBLIC BODY**
2 **INTENDS TO ADJOURN THE OPEN SESSION TO A CLOSED SESSION.**

3 **(D) (1) THE PUBLIC BODY SHALL APPROVE MEETING MINUTES IN A**
4 **TIMELY MANNER.**

5 **(2) EACH OPEN MEETING AGENDA SHALL INCLUDE CONSIDERATION**
6 **OF THE MEETING MINUTES FROM THE MOST RECENT MEETING.**

7 **(E) THE PUBLIC BODY SHALL MAINTAIN ON ITS WEBSITE:**

8 **(1) MEETING MINUTES MADE AVAILABLE UNDER SUBSECTION (B) OF**
9 **THIS SECTION FOR A MINIMUM OF 5 YEARS AFTER THE DATE OF THE MEETING; AND**

10 **(2) EXCEPT AS PROVIDED IN SUBSECTIONS (F) AND (G) OF THIS**
11 **SECTION, A COMPLETE AND UNEDITED ARCHIVED VIDEO RECORDING OF EACH OPEN**
12 **MEETING FOR WHICH LIVE VIDEO STREAMING WAS MADE AVAILABLE UNDER**
13 **SUBSECTION (B) OF THIS SECTION FOR A MINIMUM OF 1 YEAR AFTER THE DATE OF**
14 **THE MEETING.**

15 **(F) (1) THIS SUBSECTION APPLIES ONLY TO THE MARYLAND STADIUM**
16 **AUTHORITY.**

17 **(2) IF THE MARYLAND STADIUM AUTHORITY MEETS BY TELEPHONE**
18 **CONFERENCE, THE AUTHORITY SHALL:**

19 **(I) MAKE PUBLICLY AVAILABLE ON ITS WEBSITE LIVE AUDIO**
20 **STREAMING OF EACH PORTION OF THE MEETING THAT IS HELD IN OPEN SESSION;**
21 **AND**

22 **(II) MAINTAIN ON ITS WEBSITE A COMPLETE AND UNEDITED**
23 **ARCHIVED AUDIO RECORDING OF EACH MEETING FOR WHICH LIVE AUDIO**
24 **STREAMING WAS MADE AVAILABLE FOR A MINIMUM OF 1 YEAR AFTER THE DATE OF**
25 **THE MEETING.**

26 **(G) (1) THIS SUBSECTION APPLIES ONLY TO THE MARYLAND**
27 **TRANSPORTATION AUTHORITY.**

28 **(2) THE MARYLAND TRANSPORTATION AUTHORITY IS REQUIRED TO**
29 **PROVIDE LIVE VIDEO STREAMING OF A MEETING ONLY IF THE MEETING IS HELD AT:**

30 **(I) THE HEADQUARTERS OF THE MARYLAND**
31 **TRANSPORTATION AUTHORITY; OR**

1 (II) A LOCATION WHERE THE MARYLAND TRANSPORTATION
2 AUTHORITY HELD AT LEAST 10 MEETINGS DURING THE IMMEDIATELY PRECEDING
3 CALENDAR YEAR.

4 (H) THE DEPARTMENT OF INFORMATION TECHNOLOGY SHALL PROVIDE
5 THE TECHNICAL STAFF, SUPPORT, AND EQUIPMENT NECESSARY TO LIVESTREAM
6 THE OPEN MEETINGS OF:

7 (1) THE MARYLAND TRANSPORTATION AUTHORITY; AND

8 (2) THE STATE BOARD OF ELECTIONS.

9 (I) THE REQUIREMENTS OF THIS SECTION ARE IN ADDITION TO THE OTHER
10 REQUIREMENTS OF THIS SUBTITLE.

11 3-501.

12 This title may be cited as the Open Meetings Act.

13 **Article – Natural Resources**

14 3-103.4.

15 [(g) (1) The Board shall make publicly available on the Service’s website:

16 (i) Each open meeting agenda:

17 1. At least 48 hours in advance of each meeting; or

18 2. If the meeting is being held due to an emergency, a natural
19 disaster, or any other unanticipated situation, as far in advance of the meeting as
20 practicable;

21 (ii) Meeting minutes from the portions of a meeting that were held
22 in open session, not more than 2 business days after the minutes are approved; and

23 (iii) Live video streaming of each portion of a meeting that is held in
24 open session.

25 (2) The Service shall maintain on its website:

26 (i) Meeting minutes made available under paragraph (1) of this
27 subsection for a minimum of 5 years after the date of the meeting; and

1 (ii) A complete and unedited archived video recording of each open
2 meeting for which live video streaming was made available under paragraph (1) of this
3 subsection for a minimum of 1 year after the date of the meeting.]

4 [(h)] (G) This section may be cited as the Maryland Environmental Service
5 Reform Act of 2021.

6 **Article – Public Safety**

7 1–305.

8 (a) There is a Maryland 9–1–1 Board in the Maryland Department of Emergency
9 Management.

10 (e) ~~[(1)]~~ The Board shall meet as necessary, but at least once each quarter.

11 [(2) The Board shall make publicly available on its website:

12 (i) each open meeting agenda:

13 1. at least 48 hours in advance of each meeting; or

14 2. if the meeting is being held due to an emergency, a natural
15 disaster, or any other unanticipated situation, as far in advance of the meeting as
16 practicable;

17 (ii) meeting minutes from the portions of a meeting that were held
18 in open session, not more than 2 business days after the minutes are approved; and

19 (iii) live video streaming of each portion of a meeting that is held in
20 open session.

21 (3) The Board shall maintain on its website:

22 (i) meeting minutes made available under paragraph (2) of this
23 subsection for a minimum of 5 years after the date of the meeting; and

24 (ii) a complete and unedited archived video recording of each open
25 meeting for which live video streaming was made available under paragraph (2) of this
26 subsection for a minimum of 1 year after the date of the meeting.]

27 **(2) FOR PURPOSES OF THE OPEN MEETINGS ACT, A PROJECT SITE**
28 **VISIT OR EDUCATIONAL FIELD TOUR SHALL NOT BE CONSIDERED A MEETING OF THE**
29 **BOARD IF NO ORGANIZATIONAL BUSINESS IS CONDUCTED.**

30 **Article – Public Utilities**

1 2-101.

2 (a) There is a Public Service Commission.

3 2-108.

4 (b) ~~¶(1)~~ The Commission shall meet at the times and places in the State as the
5 Commission considers necessary.

6 [(2) The Commission shall make publicly available on its website:

7 (i) each open meeting agenda:

8 1. at least 48 hours in advance of each meeting; or

9 2. if the meeting is being held due to an emergency, a natural
10 disaster, or any other unanticipated situation, as far in advance of the meeting as
11 practicable;

12 (ii) meeting minutes from the portions of a meeting that were held
13 in open session, not more than 2 business days after the minutes are approved; and

14 (iii) live video streaming of each portion of a meeting that is held in
15 open session.

16 (3) The Commission shall maintain on its website:

17 (i) meeting minutes made available under paragraph (2) of this
18 subsection for a minimum of 5 years after the date of the meeting; and

19 (ii) a complete and unedited archived video recording of each open
20 meeting for which live video streaming was made available under paragraph (2) of this
21 subsection for a minimum of 1 year after the date of the meeting.]

22 **(2) FOR PURPOSES OF THE OPEN MEETINGS ACT, A PROJECT SITE**
23 **VISIT OR EDUCATIONAL FIELD TOUR SHALL NOT BE CONSIDERED A MEETING OF THE**
24 **COMMISSION IF NO ORGANIZATIONAL BUSINESS IS CONDUCTED.**

25 Article – Transportation

26 4-201.

27 There is a Maryland Transportation Authority.

28 [4-211.

- 1 (a) The Authority shall make publicly available on its website:
- 2 (1) Each open meeting agenda:
- 3 (i) At least 48 hours in advance of each meeting; or
- 4 (ii) If the meeting is being held due to an emergency, a natural
5 disaster, or any other unanticipated situation, as far in advance of the meeting as
6 practicable;
- 7 (2) Meeting minutes from the portions of a meeting that were held in open
8 session, not more than 2 business days after the minutes are approved;
- 9 (3) Live video streaming of each open meeting of the Authority that is held
10 at:
- 11 (i) The headquarters of the Authority; or
- 12 (ii) Any other location where the Authority held at least 10 meetings
13 during the immediately preceding calendar year; and
- 14 (4) A complete and unedited archived video recording of each open meeting
15 for which live video streaming was made available under item (3) of this subsection for a
16 minimum of 5 years after the date of the meeting.
- 17 (b) The Department of Information Technology shall provide to the Authority the
18 technical staff, support, and equipment necessary to livestream the open meetings of the
19 Authority.]

20 **4-211.**

21 **FOR PURPOSES OF THE OPEN MEETINGS ACT, A PROJECT SITE VISIT OR**
22 **EDUCATIONAL FIELD TOUR SHALL NOT BE CONSIDERED A MEETING OF THE**
23 **AUTHORITY IF NO ORGANIZATIONAL BUSINESS IS CONDUCTED.**

24 SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General
25 Assembly that the requirement for publication of documents, testimony from the public,
26 and other materials in advance of an open meeting in accordance with § 3-307 of the
27 General Provisions Article, as enacted by Section 1 of this Act, may not be construed to
28 limit the discussions and deliberations of the public body to matters referenced in the
29 materials published prior to the meeting.

30 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
31 October 1, 2022.