

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL NO. 1243

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Sossi” and substitute “Sossi, Hurson, Hammen, Boteler, Goldwater, Kach, McDonough, Rosenberg, and V. Turner”; in line 2, strike “Scope” and substitute “Executive Function - Study”; strike beginning with “altering” in line 3 down through “to” in line 4 and substitute “requiring the State Open Meetings Law Compliance Board to undertake a certain study and issue a report on or before a certain date relating to the executive function under”; and strike in their entirety lines 5 through 9, inclusive.

AMENDMENT NO. 2

On pages 1 through 5, strike in their entirety the lines beginning with line 10 on page 1 through line 7 on page 5, inclusive, and substitute:

“SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That:

(a) The State Open Meetings Law Compliance Board shall study the use of the executive function exclusion under the Open Meetings Act.

(b) As part of its study, the Compliance Board shall:

(1) consider the reliance on the executive function exclusion and the inappropriate use of the executive function, as reflected in the opinions of the Compliance Board;

(2) consult with the Maryland Association of Counties, the Maryland Municipal League, the Maryland-Delaware-DC Press Association, and any other organization that the Compliance Board deems appropriate in connection with use of the executive function;

(Over)

(3) consider the benefits of retaining or eliminating the executive function exclusion under the Open Meetings Act and any alternatives that the Compliance Board considers appropriate; and

(4) develop any recommendations that the Compliance Board considers appropriate for modification of the Open Meetings Act in connection with the executive function.

(c) (1) On or before December 1, 2004, the Compliance Board shall report to the House Health and Government Operations Committee and the Senate Education, Health, and Environmental Affairs Committee on the results of its study.

(2) The report shall include proposed legislation that might be recommended by the Compliance Board as a result of its study.”.

AMENDMENT NO. 3

On page 5, in line 9, strike “October” and substitute “June”.