

HOUSE BILL 1346

P1

9lr3076

By: **Delegates Sossi, Smigiel, and Walkup**

Introduced and read first time: February 19, 2009

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **State Government – Meeting of Public Body – Limitation on Closed Sessions**

3 FOR the purpose of prohibiting a public body from meeting in a closed session to
4 discuss or act on certain matters if a certain individual requests an open
5 session; and generally relating to closed session meetings of a public body.

6 BY repealing and reenacting, without amendments,
7 Article – State Government
8 Section 10–508(a)(1)
9 Annotated Code of Maryland
10 (2004 Replacement Volume and 2008 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – State Government
13 Section 10–508(b)
14 Annotated Code of Maryland
15 (2004 Replacement Volume and 2008 Supplement)

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

18 **Article – State Government**

19 10–508.

20 (a) Subject to the provisions of subsection (d) of this section, a public body
21 may meet in closed session or adjourn an open session to a closed session only to:

22 (1) discuss:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (i) the appointment, employment, assignment, promotion,
2 discipline, demotion, compensation, removal, resignation, or performance evaluation of
3 appointees, employees, or officials over whom it has jurisdiction; or

4 (ii) any other personnel matter that affects 1 or more specific
5 individuals;

6 (b) (1) A public body that meets in closed session under this section may
7 not discuss or act on any matter not permitted under subsection (a) of this section.

8 (2) **A PUBLIC BODY MAY NOT MEET IN CLOSED SESSION TO**
9 **DISCUSS OR ACT ON A MATTER UNDER SUBSECTION (A)(1) OF THIS SECTION IF**
10 **THE APPOINTEE, EMPLOYEE, OFFICIAL, OR SPECIFIC INDIVIDUAL REQUESTS AN**
11 **OPEN SESSION.**

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 October 1, 2009.