

SENATE BILL 396

P1

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By: **Senator Conway**

Introduced and read first time: January 25, 2018

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: February 21, 2018

CHAPTER _____

1 AN ACT concerning

2 **Open Meetings Act – Training – Application**

3 FOR the purpose of specifying the application of a certain provision of law relating to the
4 training of certain members of certain public bodies regarding the Open Meetings
5 Act; and generally relating to the Open Meetings Act.

6 BY repealing and reenacting, with amendments,
7 Article – General Provisions
8 Section 3–213
9 Annotated Code of Maryland
10 (2014 Volume and 2017 Supplement)

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

13 **Article – General Provisions**

14 3–213.

15 (a) This section does not apply to a public body that is:

16 (1) in the Judicial Branch of State government; or

17 (2) subject to governance by rules adopted by the Court of Appeals.

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 (b) Each public body shall designate at least one individual who is an employee,
2 an officer, or a member of the public body to receive training on the requirements of the
3 open meetings law.

4 (c) Within 90 days after being designated under subsection (b) of this section, an
5 individual shall complete a class on the open meetings law.

6 (d) (1) This subsection applies **ONLY** to a public body that meets in a closed
7 session on or after October 1, 2017.

8 (2) A public body may not meet in a closed session unless the public body
9 has designated at least one member of the public body to receive training on the
10 requirements of the open meetings law.

11 (3) (i) Except as provided in subparagraph (ii) of this paragraph, at
12 least one individual designated under paragraph (2) of this subsection shall be present at
13 each open meeting of the public body.

14 (ii) If an individual designated under paragraph (2) of this
15 subsection cannot be present at an open meeting of the public body, the public body shall
16 complete the Compliance Checklist for Meetings Subject to the Maryland Open Meetings
17 Act developed by the Office of the Attorney General and include the completed checklist in
18 the minutes for the meeting.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
20 1, 2018.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.