

# SENATE BILL 269

P1

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CF HB 375

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By: **Senator Kagan**

Introduced and read first time: January 17, 2022

Assigned to: Education, Health, and Environmental Affairs

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Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: February 22, 2022

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## 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)

20 BY repealing and reenacting, without amendments,  
21 Article – Education  
22 Section 24–501

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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        Annotated Code of Maryland  
2        (2018 Replacement Volume and 2021 Supplement)
- 3        BY repealing and reenacting, with amendments,  
4        Article – Education  
5        Section 24–512(b)(3)  
6        Annotated Code of Maryland  
7        (2018 Replacement Volume and 2021 Supplement)
- 8        BY repealing and reenacting, without amendments,  
9        Article – Election Law  
10       Section 2–101(a)  
11       Annotated Code of Maryland  
12       (2017 Replacement Volume and 2021 Supplement)
- 13       BY repealing  
14       Article – Election Law  
15       Section 2–102(d)  
16       Annotated Code of Maryland  
17       (2017 Replacement Volume and 2021 Supplement)
- 18       BY adding to  
19       Article – Election Law  
20       Section 2–102(d)  
21       Annotated Code of Maryland  
22       (2017 Replacement Volume and 2021 Supplement)
- 23       BY repealing and reenacting, without amendments,  
24       Article – General Provisions  
25       Section 3–101(a), (d), and (h)(1), 3–204(a), and 3–501  
26       Annotated Code of Maryland  
27       (2019 Replacement Volume and 2021 Supplement)
- 28       BY adding to  
29       Article – General Provisions  
30       Section 3–307  
31       Annotated Code of Maryland  
32       (2019 Replacement Volume and 2021 Supplement)
- 33       BY repealing  
34       Article – Natural Resources  
35       Section 3–103.4(g)  
36       Annotated Code of Maryland  
37       (2018 Replacement Volume and 2021 Supplement)
- 38       BY repealing and reenacting, with amendments,  
39       Article – Natural Resources

- 1        Section 3-103.4(h)  
2        Annotated Code of Maryland  
3        (2018 Replacement Volume and 2021 Supplement)
- 4    BY repealing and reenacting, without amendments,  
5        Article – Public Safety  
6        Section 1-305(a)  
7        Annotated Code of Maryland  
8        (2018 Replacement Volume and 2021 Supplement)
- 9    BY repealing and reenacting, with amendments,  
10       Article – Public Safety  
11       Section 1-305(e)  
12       Annotated Code of Maryland  
13       (2018 Replacement Volume and 2021 Supplement)
- 14   BY repealing and reenacting, without amendments,  
15       Article – Public Utilities  
16       Section 2-101(a)  
17       Annotated Code of Maryland  
18       (2020 Replacement Volume and 2021 Supplement)
- 19   BY repealing and reenacting, with amendments,  
20       Article – Public Utilities  
21       Section 2-108(b)  
22       Annotated Code of Maryland  
23       (2020 Replacement Volume and 2021 Supplement)
- 24   BY repealing and reenacting, without amendments,  
25       Article – Transportation  
26       Section 4-201  
27       Annotated Code of Maryland  
28       (2020 Replacement Volume and 2021 Supplement)
- 29   BY repealing  
30       Article – Transportation  
31       Section 4-211  
32       Annotated Code of Maryland  
33       (2020 Replacement Volume and 2021 Supplement)
- 34   BY adding to  
35       Article – Transportation  
36       Section 4-211  
37       Annotated Code of Maryland  
38       (2020 Replacement Volume and 2021 Supplement)

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

3 **Article – Economic Development**

4 10–105.

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

6 10–111.

7 (a) (1) Except as otherwise provided in this section, in exercising its powers,  
8 the Corporation:

9 (i) may carry out its corporate purposes without the consent of any  
10 State unit; and

11 (ii) is not subject to:

12 1. Title 12, Subtitles 1 through 3 of this article;

13 2. the following provisions of the Local Government Article:

14 A. Title 18, Subtitle 1 (Parking Authorities Act); and

15 B. Title 18, Subtitle 2 (Ocean City Convention Center);

16 3. the following provisions of the State Finance and  
17 Procurement Article:

18 A. Title 2, Subtitles 2 (Gifts and Grants), 4 (Water and  
19 Sewerage Systems), and 5 (Facilities for the Handicapped);

20 B. Title 3 (Budget and Management);

21 C. Title 4 (Department of General Services);

22 D. Title 5A (Division of Historical and Cultural Programs);

23 E. Title 6, Subtitle 1 (Studies and Estimates);

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

26 G. §§ 8–127, 8–128, and 8–129 (certain restrictions on State  
27 general obligation bonds);

1 H. Title 8, Subtitle 1, Part V (State Revenue Anticipation  
 2 Notes);

3 I. Title 10 (Board of Public Works – Miscellaneous  
 4 Provisions); and

5 J. Division II (General Procurement Law);

6 4. the following provisions of the State Government Article:

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

9 B. Title 11 (Consolidated Procedures for Development  
 10 Permits); AND

11 5. Article 41 of the Code]; and

12 6. §§ 3–301 and 3–303 of the General Provisions Article  
 13 (certain open meetings provisions)].

14 (2) ~~(I)~~ The Corporation is subject to:

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

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

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

20 10–401.

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

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

23 10–407.

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

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

28 (2) §§ 3–301 and 3–303 of the General Provisions Article].

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

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

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

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

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

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

18 10-504.

19 (a) There is a Maryland Agricultural and Resource-Based Industry Development  
 20 Corporation.

21 10-508.

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

23 (I) the Public Information Act; AND

24 (II) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE  
 25 OPEN MEETINGS ACT.

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

30 10-604.

31 (a) There is a Maryland Stadium Authority.

1 10-607.

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

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

4 (i) each open meeting agenda:

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

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

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

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

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

16 (4) The Authority 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;

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; and

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

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

28 10-806.

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

1 10–814.

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

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

6 (2) §§ 3–301 and 3–303 of the General Provisions Article].

7 (b) **(1)** The Center 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 **CENTER IF NO ORGANIZATIONAL BUSINESS IS CONDUCTED.**

13 11–402.

14 (a) There is a Bainbridge Development Corporation.

15 11–408.

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

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

20 (2) is not subject to:

21 (i) [§§ 3–301 and 3–303 of the General Provisions Article (Open  
22 Meetings);

23 (ii) Title 11 of the State Government Article (Consolidated  
24 Procedures for Development Permits); and

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

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



- 1                                    2.     Title 3 (Budget and Management);
- 2                                    3.     Title 4 (Department of General Services);
- 3                                    4.     § 5A-304 (Maryland Historical Trust Property
- 4 Acquisition);
- 5                                    5.     Title 6, Subtitle 1 (Revenues: Studies and Estimates);
- 6                                    6.     Title 7, Subtitles 1 (State Operating Budget), 2
- 7 (Disbursements and Expenditures), and 3 (Unspent Balances);
- 8                                    7.     Title 8, Subtitle 1 (General Obligation Debt);
- 9                                    8.     Title 10 (Board of Public Works – Miscellaneous
- 10 Provisions); and
- 11                                    9.     Division II (General Procurement Law).

- 12            (b)    **(1)**    The Corporation is subject to:
- 13                                    ~~(1)~~    **(1)**    the Public Information Act; AND
- 14                                    ~~(2)~~    **(II)**    THE OPEN MEETINGS ACT.

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

18                                    **Article – Education**

19    24-501.

20                                    There is a Historic St. Mary’s City Commission.

21    24-512.

22            (b)    (3)    The Commission and its officers and employees are subject [to the  
 23 Public Ethics Law, the Public Information Act, and the Open Meetings Law] TO:

24                                    **(I)**    THE MARYLAND PUBLIC ETHICS LAW ESTABLISHED IN  
 25 TITLE 5 OF THE GENERAL PROVISIONS ARTICLE;

26                                    **(II)**    THE PUBLIC INFORMATION ACT ESTABLISHED IN TITLE 4  
 27 OF THE GENERAL PROVISIONS ARTICLE; AND

1 **(III) THE OPEN MEETINGS ACT ESTABLISHED IN TITLE 3 OF THE**  
2 **GENERAL PROVISIONS ARTICLE.**

3 **Article – Election Law**

4 2–101.

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

6 2–102.

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

8 (i) each open meeting agenda:

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

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

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

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

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

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

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

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

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

29 **Article – General Provisions**

1 3–101.

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

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

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

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

6 (ii) is created by:

7 1. the Maryland Constitution;

8 2. a State statute;

9 3. a county or municipal charter;

10 4. a memorandum of understanding or a master agreement  
11 to which a majority of the county boards of education and the State Department of  
12 Education are signatories;

13 5. an ordinance;

14 6. a rule, resolution, or bylaw;

15 7. an executive order of the Governor; or

16 8. an executive order of the chief executive authority of a  
17 political subdivision of the State.

18 3–204.

19 (a) The Board shall:

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

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

23 **3–307.**

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

25 **(1) THE BOARD OF DIRECTORS OF THE BAINBRIDGE DEVELOPMENT**  
26 **CORPORATION;**

1           (2) THE CANAL PLACE PRESERVATION AND DEVELOPMENT  
2 AUTHORITY;

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

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

6           ~~(5) THE BOARD OF TRUSTEES OF THE MARYLAND AUTOMOBILE~~  
7 ~~INSURANCE FUND;~~

8           ~~(6)~~ (5) THE BOARD OF DIRECTORS OF THE MARYLAND CLEAN  
9 ENERGY CENTER;

10           ~~(7)~~ (6) THE BOARD OF DIRECTORS OF THE MARYLAND ECONOMIC  
11 DEVELOPMENT CORPORATION;

12           ~~(8)~~ (7) THE BOARD OF DIRECTORS OF THE MARYLAND  
13 ENVIRONMENTAL SERVICE;

14           ~~(9)~~ (8) THE MARYLAND FOOD CENTER AUTHORITY;

15           ~~(10)~~ (9) THE MARYLAND HEALTH AND HIGHER EDUCATIONAL  
16 FACILITIES AUTHORITY;

17           ~~(11)~~ (10) THE MARYLAND INDUSTRIAL DEVELOPMENT FINANCING  
18 AUTHORITY;

19           ~~(12)~~ (11) THE MARYLAND STADIUM AUTHORITY;

20           ~~(13)~~ (12) THE MARYLAND TRANSPORTATION AUTHORITY;

21           ~~(14)~~ (13) THE NORTHEAST MARYLAND WASTE DISPOSAL  
22 AUTHORITY;

23           ~~(15)~~ (14) THE PUBLIC SERVICE COMMISSION; ~~AND~~

24           ~~(16)~~ (15) THE STATE BOARD OF ELECTIONS; ~~AND~~

25           (16) THE MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION;  
26 AND

27           (17) THE HISTORIC ST. MARY'S CITY COMMISSION.

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

3 ~~(1) EACH OPEN MEETING AGENDA, TOGETHER WITH ANY~~  
4 ~~DOCUMENTS, TESTIMONY, MINUTES FROM PREVIOUS MEETINGS, AND OTHER~~  
5 ~~MATERIALS THAT WILL BE CONSIDERED AT THE OPEN MEETING;~~

6 (1) EACH OPEN MEETING AGENDA, TOGETHER WITH A SUMMARY OF  
7 ANY FINALIZED DOCUMENTS, WRITTEN TESTIMONY FROM THE PUBLIC, AND OTHER  
8 MATERIALS THAT THE PUBLIC BODY WILL VOTE ON AT THE OPEN MEETING;

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

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

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

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

19 (C) TO THE EXTENT PRACTICABLE, EACH OPEN MEETING AGENDA SHALL  
20 INDICATE:

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

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

25 (D) (1) THE PUBLIC BODY SHALL APPROVE MEETING MINUTES IN A  
26 TIMELY MANNER.

27 (2) EACH OPEN MEETING AGENDA SHALL INCLUDE CONSIDERATION  
28 OF THE MEETING MINUTES FROM THE MOST RECENT MEETING.

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

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

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

6           **(F) (1) THIS SUBSECTION APPLIES ONLY TO THE MARYLAND STADIUM**  
7 **AUTHORITY.**

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

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

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

17           **(G) (1) THIS SUBSECTION APPLIES ONLY TO THE MARYLAND**  
18 **TRANSPORTATION AUTHORITY.**

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

21           **(I) THE HEADQUARTERS OF THE MARYLAND**  
22 **TRANSPORTATION AUTHORITY; OR**

23           **(II) A LOCATION WHERE THE MARYLAND TRANSPORTATION**  
24 **AUTHORITY HELD AT LEAST 10 MEETINGS DURING THE IMMEDIATELY PRECEDING**  
25 **CALENDAR YEAR.**

26           **(H) THE DEPARTMENT OF INFORMATION TECHNOLOGY SHALL PROVIDE**  
27 **THE TECHNICAL STAFF, SUPPORT, AND EQUIPMENT NECESSARY TO LIVESTREAM**  
28 **THE OPEN MEETINGS OF:**

29           **(1) THE MARYLAND TRANSPORTATION AUTHORITY; AND**

30           **(2) THE STATE BOARD OF ELECTIONS.**

1           **(I) THE REQUIREMENTS OF THIS SECTION ARE IN ADDITION TO THE OTHER**  
2 **REQUIREMENTS OF THIS SUBTITLE.**

3 3-501.

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

5                                   **Article – Natural Resources**

6 3-103.4.

7           **[(g) (1) The Board shall make publicly available on the Service's website:**

8                                   **(i) Each open meeting agenda:**

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

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

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

15   **(iii) Live video streaming of each portion of a meeting that is held in**  
16 **open session.**

17                                   **(2) The Service shall maintain on its website:**

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

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

23                                   **[(h) (G) This section may be cited as the Maryland Environmental Service**  
24 **Reform Act of 2021.**

25   **Article – Public Safety**

26 1-305.

27           **(a) There is a Maryland 9-1-1 Board in the Maryland Department of Emergency**  
28 **Management.**

- 1 (e) ~~[(1)]~~ The Board shall meet as necessary, but at least once each quarter.
- 2 [(2) The Board shall make publicly available on its website:
- 3 (i) each open meeting agenda:
- 4 1. at least 48 hours in advance of each meeting; or
- 5 2. if the meeting is being held due to an emergency, a natural  
6 disaster, or any other unanticipated situation, as far in advance of the meeting as  
7 practicable;
- 8 (ii) meeting minutes from the portions of a meeting that were held  
9 in open session, not more than 2 business days after the minutes are approved; and
- 10 (iii) live video streaming of each portion of a meeting that is held in  
11 open session.
- 12 (3) The Board shall maintain on its website:
- 13 (i) meeting minutes made available under paragraph (2) of this  
14 subsection for a minimum of 5 years after the date of the meeting; and
- 15 (ii) a complete and unedited archived video recording of each open  
16 meeting for which live video streaming was made available under paragraph (2) of this  
17 subsection for a minimum of 1 year after the date of the meeting.]

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

## 21 Article – Public Utilities

22 2–101.

23 (a) There is a Public Service Commission.

24 2–108.

25 (b) ~~[(1)]~~ The Commission shall meet at the times and places in the State as the  
26 Commission considers necessary.

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

28 (i) each open meeting agenda:



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

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

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

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

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

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

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

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

18 **Article – Transportation**

19 4–201.

20 There is a Maryland Transportation Authority.

21 [4–211.

22 (a) The Authority shall make publicly available on its website:

23 (1) Each open meeting agenda:

24 (i) At least 48 hours in advance of each meeting; or

25 (ii) If the meeting is being held due to an emergency, a natural  
26 disaster, or any other unanticipated situation, as far in advance of the meeting as  
27 practicable;

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

1 (3) Live video streaming of each open meeting of the Authority that is held  
2 at:

3 (i) The headquarters of the Authority; or

4 (ii) Any other location where the Authority held at least 10 meetings  
5 during the immediately preceding calendar year; and

6 (4) A complete and unedited archived video recording of each open meeting  
7 for which live video streaming was made available under item (3) of this subsection for a  
8 minimum of 5 years after the date of the meeting.

9 (b) The Department of Information Technology shall provide to the Authority the  
10 technical staff, support, and equipment necessary to livestream the open meetings of the  
11 Authority.]

12 **4-211.**

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

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

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

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.