

AMENDMENTS TO HOUSE BILL NO. 2428

Sponsor: REPRESENTATIVE B. MILLER

Printer's No. 2837

1 Amend Bill, page 1, line 4, by inserting after "meetings,"
2 for public notice,

3 Amend Bill, page 1, by inserting between lines 17 and 18
4 "Broadcast." The transmission of a meeting via radio,
5 television, telecommunications, Internet website or any other
6 electronic means, which is intended to be received by or
7 available to the public. The term shall not include the
8 recording of a meeting.

9 Amend Bill, page 2, line 1, by striking out the bracket
10 before "and"

11 Amend Bill, page 2, line 1, by striking out "]."

12 Amend Bill, page 2, lines 2 and 3, by striking out ", method
13 of broadcast and acceptance of remote public comment, if
14 applicable,"

15 Amend Bill, page 3, line 8, by striking out the period after
16 "meeting" and inserting

17 at the time when the minutes of the meeting are
18 approved.

19 Section 3. Section 709(c.1)(1) of Title 65 is amended by
20 adding subparagraphs to read:
21 § 709. Public notice.

22 * * *

23 (c.1) Notification of agency business to be considered.--

24 (1) In addition to any public notice required under this
25 section, an agency shall provide the following notification
26 of agency business to be considered at a meeting as follows:

27 * * *

28 (iv) If the agency broadcasts the meeting, the
29 agenda shall include information on the method of
30 broadcast.

1 (v) If the agency adopts rules for remote public
2 comment under section 711(d) (relating to use of
3 equipment during meetings), the agenda shall include
4 information on where the rules for remote public comment
5 can be accessed.
6 * * *

7 Amend Bill, page 3, line 9, by striking out "3" and inserting
8 4

9 Amend Bill, page 3, line 19, by inserting after "(2)"
10 due to an Internet service outage or other technological
11 failure of the board or council of a political subdivision or of
12 the authority created by a political subdivision

13 Amend Bill, page 3, line 27, by striking out "A board or
14 council" and inserting

15 Except as provided under paragraph (3), a board or
16 council of a political subdivision or of an authority created
17 by a political subdivision

18 Amend Bill, page 4, lines 1 through 3, by striking out all of
19 said lines and inserting

20 (3) A recording or broadcast of a meeting of the board
21 or council of a political subdivision or of an authority
22 created by a political subdivision may not be muted or edited
23 unless it is essential to exclude speech at the meeting that
24 is not protected by the First Amendment of the Constitution
25 of the United States or the speech may expose the board or
26 council to legal liability if the speech is not excluded.
27 Speech excluded under this paragraph shall be explained in
28 the minutes of the meeting. If a recording or broadcast of a
29 meeting is edited, the board or council shall retain an
30 archived copy of the unedited recording or broadcast for no
31 less than one year following the date of the meeting.

32 Amend Bill, page 4, lines 8 through 11, by striking out "in"
33 in line 8 and all of lines 9 through 11 and inserting

34 . Nothing in this paragraph shall be construed to
35 authorize the board or council holding a meeting at a
36 physical location to exclude public participation under
37 section 710.1 at the physical location of the meeting.

38 Amend Bill, page 5, by inserting between lines 5 and 6

39 (4) Nothing in this section shall be construed to
40 require a board or council of a political subdivision or of
41 an authority created by a political subdivision to accept

1 remote public comment as part of the local broadcast rules
2 under subsection (c).

3 Amend Bill, page 5, line 6, by striking out "4" and inserting

4 5