

AMENDED IN SENATE AUGUST 7, 2014

AMENDED IN ASSEMBLY APRIL 2, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2720

Introduced by Assembly Member Ting

February 21, 2014

An act to amend Section 11123 of the Government Code, relating to public meetings.

LEGISLATIVE COUNSEL'S DIGEST

AB 2720, as amended, Ting. State agencies: meetings: record of action taken.

The Bagley-Keene Open Meeting Act requires, with specified exceptions, that all meetings of a state body, as defined, be open and public and all persons be permitted to attend any meeting of a state body. The act defines various terms for its purposes, including “action taken,” which means a collective decision made by the members of a state body, a collective commitment or promise by the members of the state body to make a positive or negative decision, or an actual vote by the members of a state body when sitting as a body or entity upon a motion, proposal, resolution, order, or similar action.

This bill would require a state body to publicly report any action taken and the vote or abstention on that action of each member present for the action.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 11123 of the Government Code is
2 amended to read:
3 11123. (a) All meetings of a state body shall be open and
4 public and all persons shall be permitted to attend any meeting of
5 a state body except as otherwise provided in this article.
6 (b) (1) This article does not prohibit a state body from holding
7 an open or closed meeting by teleconference for the benefit of the
8 public and state body. The meeting or proceeding held by
9 teleconference shall otherwise comply with all applicable
10 requirements or laws relating to a specific type of meeting or
11 proceeding, including the following:
12 (A) The teleconferencing meeting shall comply with all
13 requirements of this article applicable to other meetings.
14 (B) The portion of the teleconferenced meeting that is required
15 to be open to the public shall be audible to the public at the location
16 specified in the notice of the meeting.
17 (C) If the state body elects to conduct a meeting or proceeding
18 by teleconference, it shall post agendas at all teleconference
19 locations and conduct teleconference meetings in a manner that
20 protects the rights of any party or member of the public appearing
21 before the state body. Each teleconference location shall be
22 identified in the notice and agenda of the meeting or proceeding,
23 and each teleconference location shall be accessible to the public.
24 The agenda shall provide an opportunity for members of the public
25 to address the state body directly pursuant to Section 11125.7 at
26 each teleconference location.
27 (D) All votes taken during a teleconferenced meeting shall be
28 by rollcall.
29 (E) The portion of the teleconferenced meeting that is closed
30 to the public may not include the consideration of any agenda item
31 being heard pursuant to Section 11125.5.
32 (F) At least one member of the state body shall be physically
33 present at the location specified in the notice of the meeting.
34 (2) For the purposes of this subdivision, “teleconference” means
35 a meeting of a state body, the members of which are at different
36 locations, connected by electronic means, through either audio or
37 both audio and video. This section does not prohibit a state body
38 from providing members of the public with additional locations

1 in which the public may observe or address the state body by
2 electronic means, through either audio or both audio and video.
3 ~~(3)~~
4 (c) The state body shall publicly report any action taken and the
5 vote or abstention on that action of each member present for the
6 action.

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