

ASSEMBLY BILL

No. 951

Introduced by Assembly Member Wilk

February 26, 2015

An act to amend Section 54954 of the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 951, as introduced, Wilk. Local agencies.

Existing law, the Ralph M. Brown Act, requires the legislative body of a local agency to provide the time and place for holding regular meetings of the legislative body.

This bill would make technical, nonsubstantive changes to this law.

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 54954 of the Government Code is
2 amended to read:
3 54954. (a) Each legislative body of a local agency, except for
4 advisory committees or standing committees, shall provide, by
5 ordinance, resolution, bylaws, or by whatever other rule is required
6 for the conduct of business by that body, the time and place for
7 holding regular meetings. Meetings of advisory committees or
8 standing committees, for which an agenda is posted at least 72
9 hours in advance of the meeting pursuant to subdivision (a) of
10 Section 54954.2, shall be considered for purposes of this chapter
11 as regular meetings of the legislative body.

1 (b) Regular and special meetings of the legislative body shall
2 be held within the boundaries of the territory over which the local
3 agency exercises jurisdiction, except to do any of the following:

4 (1) Comply with state or federal law or court order, or attend a
5 judicial or administrative proceeding to which the local agency is
6 a party.

7 (2) Inspect real or personal property ~~which~~ *that* cannot be
8 conveniently brought within the boundaries of the territory over
9 which the local agency exercises jurisdiction provided that the
10 topic of the meeting is limited to items directly related to the real
11 or personal property.

12 (3) Participate in meetings or discussions of multiagency
13 significance that are outside the boundaries of a local agency's
14 jurisdiction. However, ~~any~~ *a* meeting or discussion held pursuant
15 to this subdivision shall take place within the jurisdiction of one
16 of the participating local agencies and be noticed by all
17 participating agencies as provided for in this chapter.

18 (4) Meet in the closest meeting facility if the local agency has
19 no meeting facility within the boundaries of the territory over
20 which the local agency exercises jurisdiction, or at the principal
21 office of the local agency if that office is located outside the
22 territory over which the agency exercises jurisdiction.

23 (5) Meet outside their immediate jurisdiction with elected or
24 appointed officials of the United States or the State of California
25 when a local meeting would be impractical, solely to discuss a
26 legislative or regulatory issue affecting the local agency and over
27 which the federal or state officials have jurisdiction.

28 (6) Meet outside their immediate jurisdiction if the meeting
29 takes place in or nearby a facility owned by the agency, provided
30 that the topic of the meeting is limited to items directly related to
31 the facility.

32 (7) Visit the office of the local agency's legal counsel for a
33 closed session on pending litigation held pursuant to Section
34 54956.9, when to do so would reduce legal fees or costs.

35 (c) Meetings of the governing board of a school district shall
36 be held within the district, except under the circumstances
37 enumerated in subdivision (b), or to do any of the following:

38 (1) Attend a conference on nonadversarial collective bargaining
39 techniques.

1 (2) Interview members of the public residing in another district
2 with reference to the trustees' potential employment of an applicant
3 for the position of the superintendent of the district.

4 (3) Interview a potential employee from another district.

5 (d) Meetings of a joint powers authority shall occur within the
6 territory of at least one of its member agencies, or as provided in
7 subdivision (b). However, a joint powers authority ~~which~~ *that* has
8 members throughout the state may meet at any facility in the state
9 ~~which~~ *that* complies with the requirements of Section 54961.

10 (e) If, by reason of fire, flood, earthquake, or other emergency,
11 it shall be unsafe to meet in the place designated, the meetings
12 shall be held for the duration of the emergency at the place
13 designated by the presiding officer of the legislative ~~body~~ *body*,
14 or his or her ~~designee~~ *designee*, in a notice to the local media that
15 have requested notice pursuant to Section 54956, by the most rapid
16 means of communication available at the time.