

# HOUSE BILL 139

P1  
HB 47/11 – HGO

3lr1072

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By: ~~Delegate O'Donnell~~ **Delegates O'Donnell and Krebs**

Introduced and read first time: January 17, 2013

Assigned to: Health and Government Operations

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 27, 2013

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 ~~**Training for Public**~~ **Open Meetings Act – Training for Public Bodies**

3 FOR the purpose of ~~requiring the State Open Meetings Law Compliance Board to~~  
4 ~~develop and offer an online training program on the requirements of the open~~  
5 ~~meetings law to employees, officers, or members of a public body;~~ requiring a  
6 public body to designate certain individuals to receive certain ~~online~~ training;  
7 requiring the public body to submit a list of the individuals designated to  
8 receive certain ~~online~~ training to the State Open Meetings Law Compliance  
9 Board; requiring certain individuals designated to receive certain ~~online~~  
10 training to complete the training within a certain time period; ~~requiring certain~~  
11 ~~individuals to complete certain annual online training;~~ and generally relating to  
12 ~~online training on the requirements of the Open Meetings Act~~ and training for  
13 public bodies.

14 BY repealing and reenacting, ~~with~~ without amendments,  
15 Article – State Government  
16 Section 10–502.4(d)  
17 Annotated Code of Maryland  
18 (2009 Replacement Volume and 2012 Supplement)

19 BY adding to  
20 Article – State Government  
21 Section 10–502.7  
22 Annotated Code of Maryland  
23 (2009 Replacement Volume and 2012 Supplement)

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

3 **Article – State Government**

4 10-502.4.

5 (d) The Board, in conjunction with the Office of the Attorney General and  
6 other interested organizations or persons, shall:

7 ~~(1)~~ develop and conduct educational programs on the requirements of  
8 the open meetings law for the staffs and attorneys of:

9 ~~{(1)}~~ ~~(I)~~ public bodies;

10 ~~{(2)}~~ ~~(II)~~ the Maryland Municipal League; and

11 ~~{(3)}~~ ~~(III)~~ the Maryland Association of Counties; ~~AND~~

12 ~~(2) DEVELOP AND OFFER AN ONLINE TRAINING PROGRAM ON THE~~  
13 ~~REQUIREMENTS OF THE OPEN MEETINGS LAW TO EMPLOYEES, OFFICERS, OR~~  
14 ~~MEMBERS OF A PUBLIC BODY.~~

15 10-502.7.

16 (A) EACH PUBLIC BODY SHALL:

17 (1) ~~DESIGNATE INDIVIDUALS WHO ARE EMPLOYEES, OFFICERS,~~  
18 ~~OR MEMBERS AT LEAST ONE INDIVIDUAL WHO IS AN EMPLOYEE, AN OFFICER,~~  
19 ~~OR A MEMBER OF THE PUBLIC BODY TO RECEIVE ONLINE TRAINING ON THE~~  
20 ~~REQUIREMENTS OF THE OPEN MEETINGS LAW; AND~~

21 (2) FORWARD A LIST OF THE INDIVIDUALS DESIGNATED UNDER  
22 ITEM (1) OF THIS SUBSECTION TO THE BOARD.

23 ~~(B) (1) EACH INDIVIDUAL DESIGNATED UNDER SUBSECTION (A) OF~~  
24 ~~THIS SECTION SHALL COMPLETE THE ONLINE TRAINING ON THE~~  
25 ~~REQUIREMENTS OF THE OPEN MEETINGS LAW WITHIN 30 DAYS AFTER BEING~~  
26 ~~DESIGNATED.~~

27 ~~(2) AFTER THE INITIAL TRAINING COMPLETED UNDER~~  
28 ~~PARAGRAPH (1) OF THIS SUBSECTION, THE INDIVIDUAL SHALL COMPLETE~~  
29 ~~ANNUAL ONLINE TRAINING THAT INCLUDES INFORMATION REGARDING:~~

- 1                   ~~(I) AMENDMENTS TO THE OPEN MEETINGS LAW;~~
- 2                   ~~(II) WRITTEN OPINIONS OF THE BOARD; AND~~
- 3                   ~~(III) HOW THE PUBLIC BODY CAN COMPLY WITH THE OPEN~~
- 4 ~~MEETINGS LAW WITH REGARD TO CHANGING TECHNOLOGY.~~

5                   **(B) WITHIN 90 DAYS AFTER BEING DESIGNATED UNDER SUBSECTION**  
 6 **(A)(1) OF THIS SECTION, AN INDIVIDUAL SHALL COMPLETE:**

7                   **(1) AN ONLINE CLASS ON THE REQUIREMENTS OF THE OPEN**  
 8 **MEETINGS LAW OFFERED BY THE OFFICE OF THE ATTORNEY GENERAL AND**  
 9 **THE UNIVERSITY OF MARYLAND’S INSTITUTE FOR GOVERNMENTAL SERVICE**  
 10 **AND RESEARCH; OR**

11                   **(2) A CLASS ON THE REQUIREMENTS OF THE OPEN MEETINGS**  
 12 **LAW OFFERED BY THE MARYLAND ASSOCIATION OF COUNTIES OR THE**  
 13 **MARYLAND MUNICIPAL LEAGUE THROUGH THE ACADEMY FOR EXCELLENCE IN**  
 14 **LOCAL GOVERNANCE.**

15                   SECTION 2. AND BE IT FURTHER ENACTED, That the initial individuals  
 16 designated under § 10–502.7(a)(1) of the State Government Article, as enacted by  
 17 Section 1 of this Act, shall complete the ~~online~~ training on the requirements of the  
 18 open meetings law within 6 months after the effective date of this Act.

19                   SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 20 October 1, 2013.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.