



AN ACT CLARIFYING REQUIREMENTS FOR MEETINGS OF BOARDS OF COUNTY COMMISSIONERS; PROVIDING THAT THE PRESENCE OF A QUORUM OF MEMBERS DOES NOT CONSTITUTE A MEETING IN CERTAIN SITUATIONS; AMENDING SECTION 7-5-2122, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 7-5-2122, MCA, is amended to read:

"7-5-2122. Meetings of board of county commissioners. (1) ~~The governing body of the board of county commissioners of a county shall establish by resolution a regular meeting date and notify the public of that date.~~

~~(2) Except as provided in subsection (3) or in the event of an emergency situation under 2-3-112 affecting the public health, welfare, or safety, all meetings must be held on the date designated in subsection (1) and at the county seat of the board's county.~~

~~(2)(3) The governing body of the county, except as may be otherwise required of them, may meet at the county seat of their respective counties at any time for the purpose of attending to county business. Commissioners~~ The board may, by resolution and ~~prior~~ having provided at least 2 days' posted public notice; in accordance with 7-1-2123, designate another meeting time ~~and or~~ place.

~~(4) The presence of a quorum of members of the board at an event or meeting of another entity or organization or traveling in the same vehicle does not constitute a meeting of the board as long as no issues over which the commission has supervision, control, jurisdiction, or advisory power are discussed or heard. County business may only be conducted during a meeting as defined in 2-3-202 for which notice has been properly given.~~

~~(5) If a quorum of commissioners is present at an event or meeting or is traveling in the same vehicle when it was not possible to provide public notice under 7-1-2123, and issues over which the commission has supervision, control, jurisdiction, or advisory power are discussed or heard, the commissioners present shall provide a report at the commission's next regularly scheduled public meeting. The report must include the name~~

of the event or meeting, the name of the persons involved, the date and location of the event or meeting, and a brief summary of the issues discussed or heard. If the commissioners' presence at the unnoticed meeting or event is reasonably expected to precipitate ensuing consideration of any issue by the board of county commissioners, details associated with the issue discussed or heard must also be included in the report."

Section 2. Effective date. [This act] is effective on passage and approval.

- END -

I hereby certify that the within bill,
SB 0002, originated in the Senate.

President of the Senate

Signed this _____ day
of _____, 2017.

Secretary of the Senate

Speaker of the House

Signed this _____ day
of _____, 2017.

SENATE BILL NO. 2
INTRODUCED BY P. CONNELL

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