

YMCA YOUTH LEGISLATURE OF THE STATE OF MONTANA

House Bill Number 358

Legislative Action:

Introduced by: Representative Sarah Amsden
Authored by: Sarah Amsden

House Committee: _____
House: _____
Senate Committee: _____
Senate: _____
Governor: _____

Delegation: Miles City

Referred to Committee: House Judiciary Committee

1 A BILL FOR AN ACT ENTITLED: "An Act to Require Public Meetings to Post an Agenda"

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3 BE IT ENACTED BY THE MONTANA YMCA YOUTH LEGISLATURE:

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5 **Section 1: 2-3-203. Meetings of public agencies and certain associations of public agencies**

6 **to be open to public -- exceptions.** (1) All meetings of public or governmental bodies, boards,
7 bureaus, commissions, agencies of the state, or any political subdivision of the state or
8 organizations or agencies supported in whole or in part by public funds or expending public
9 funds, including the supreme court, must be open to the public.

10 (2) All meetings of associations that are composed of public or governmental bodies referred
11 to in subsection (1) and that regulate the rights, duties, or privileges of any individual must be
12 open to the public.

13 (3) The presiding officer of any meeting may close the meeting during the time the discussion
14 relates to a matter of individual privacy and then if and only if the presiding officer determines
15 that the demands of individual privacy clearly exceed the merits of public disclosure. The right
16 of individual privacy may be waived by the individual about whom the discussion pertains and,
17 in that event, the meeting must be open.

18 (4) (a) Except as provided in subsection (4)(b), a meeting may be closed to discuss a strategy
19 to be followed with respect to litigation when an open meeting would have a detrimental effect
20 on the litigating position of the public agency.

21 (b) A meeting may not be closed to discuss strategy to be followed in litigation in which the
22 only parties are public bodies or associations described in subsections (1) and (2).

23 (5) The supreme court may close a meeting that involves judicial deliberations in an
24 adversarial proceeding.

25 (6) Any committee or subcommittee appointed by a public body or an association described
26 in subsection (2) for the purpose of conducting business that is within the jurisdiction of that
27 agency is subject to the requirements of this section.

28 (7) All meetings must post an agenda that displays what is on the agenda for the particular
29 meeting.

30 **Section 2:** This bill shall go into effect immediately upon passage.

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