

FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3386

| | | | |
|------|------------------|---------|-----------------------|
| | | | Of the printed Bill |
| Page | <u>3 & 4</u> | Section | <u>1 & 2</u> |
| | | | Lines |
| | | | Of the Engrossed Bill |

On page 3, lines 6 through 11, by striking the following language:
"Further, the board of directors of a Federally Qualified Health Center shall be considered a public body for purposes of the Oklahoma Open Meeting Act and shall be subject to the provisions of that act, including criminal penalties provided therein for violations of that act.
D."

On page 3, lines 13 and 14, by restoring "for uncompensated care";

On page 3, line 20, by striking the letter "E." and inserting in lieu thereof the letter "D.";

On page 4, lines 3 through 5, by striking the following language:
", and shall report violations of the Oklahoma Open Meeting Act to the district attorney in the jurisdiction where the entity is located";

On page 4, line 6, by striking the letter "F." and inserting in lieu thereof the letter "E.";

On page 4, line 16 ½, by inserting a new Section 2 with the following language:

(and by renumbering subsequent subsection)

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Matt Meredith

Adopted: _____

Reading Clerk

1 "SECTION 2. AMENDATORY 25 O.S. 2011, Section 304, as
2 amended by Section 3, Chapter 81, O.S.L. 2019 (25 O.S. Supp. 2019,
3 Section 304), is amended to read as follows:

4 Section 304. As used in the Oklahoma Open Meeting Act:

5 1. "Public body" means the governing bodies of all
6 municipalities located within this state, boards of county
7 commissioners of the counties in this state, boards of public and
8 higher education in this state and all boards, bureaus, commissions,
9 agencies, trusteeships, authorities, councils, committees, public
10 trusts or any entity created by a public trust, including any
11 committee or subcommittee composed of any of the members of a public
12 trust or other legal entity receiving funds from the Rural Economic
13 Action Plan Fund as authorized by Section 2007 of Title 62 of the
14 Oklahoma Statutes, task forces or study groups in this state
15 supported in whole or in part by public funds or entrusted with the
16 expending of public funds, or administering public property, and
17 shall include all committees or subcommittees of any public body.
18 Public body shall not include the state judiciary, the Council on
19 Judicial Complaints when conducting, discussing, or deliberating any
20 matter relating to a complaint received or filed with the Council,
21 the Legislature, or administrative staffs of public bodies,
22 including, but not limited to, faculty meetings and athletic staff
23 meetings of institutions of higher education when those staffs are
24 not meeting with the public body, or entry-year assistance

1 committees. Furthermore, public body shall not include the
2 multidisciplinary teams provided for in Section 1-9-102 of Title 10A
3 of the Oklahoma Statutes and subsection C of Section 1-502.2 of
4 Title 63 of the Oklahoma Statutes or any school board meeting for
5 the sole purpose of considering recommendations of a
6 multidisciplinary team and deciding the placement of any child who
7 is the subject of the recommendations. Furthermore, public body
8 shall not include meetings conducted by stewards designated by the
9 Oklahoma Horse Racing Commission pursuant to Section 203.4 of Title
10 3A of the Oklahoma Statutes when the stewards are officiating at
11 races or otherwise enforcing rules of the Commission. Furthermore,
12 public body shall not include the board of directors of a Federally
13 Qualified Health Center;

14 2. "Meeting" means the conduct of business of a public body by
15 a majority of its members being personally together or, as
16 authorized by Section 307.1 of this title, together pursuant to a
17 videoconference. Meeting shall not include informal gatherings of a
18 majority of the members of the public body when no business of the
19 public body is discussed;

20 3. "Regularly scheduled meeting" means a meeting at which the
21 regular business of the public body is conducted;

22 4. "Special meeting" means any meeting of a public body other
23 than a regularly scheduled meeting or emergency meeting;
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1 5. "Emergency meeting" means any meeting called for the purpose
2 of dealing with an emergency. For purposes of the Oklahoma Open
3 Meeting Act, an emergency is defined as a situation involving injury
4 to persons or injury and damage to public or personal property or
5 immediate financial loss when the time requirements for public
6 notice of a special meeting would make such procedure impractical
7 and increase the likelihood of injury or damage or immediate
8 financial loss;

9 6. "Continued or reconvened meeting" means a meeting which is
10 assembled for the purpose of finishing business appearing on an
11 agenda of a previous meeting. For the purposes of the Oklahoma Open
12 Meeting Act, only matters on the agenda of the previous meeting at
13 which the announcement of the continuance is made may be discussed
14 at a continued or reconvened meeting; and

15 7. "Videoconference" means a conference among members of a
16 public body remote from one another who are linked by interactive
17 telecommunication devices permitting both visual and auditory
18 communication between and among members of the public body and
19 members of the public. During any videoconference, both the visual
20 and auditory communications functions of the device shall be
21 utilized. Whenever the term "teleconference" appears in any law in
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1 relation to a meeting of a public body, it shall be deemed to mean a
2 videoconference as defined in this paragraph."
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4 57-2-11599 SH 03/05/20
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