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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 4554

03/04/2024 Authored by Virnig The bill was read for the first time and referred to the Committee on State and Local Government Finance and Policy

1.1 A bill for an act
1.2 relating to local government; modifying the open meeting law to allow unlimited
1.3 remote participation; amending Minnesota Statutes 2022, section 13D.02,
1.4 subdivision 4; Minnesota Statutes 2023 Supplement, section 13D.02, subdivision
1.5 1.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2023 Supplement, section 13D.02, subdivision 1, is amended
1.8 to read:

1.9 Subdivision 1. Conditions. (a) A meeting governed by section 13D.01, subdivisions 1,
1.10 2, 4, and 5, and this section may be conducted by interactive technology so long as:

1.11 (1) all members of the body participating in the meeting, wherever their physical location,
1.12 can hear and see one another and can hear and see all discussion and testimony presented
1.13 at any location at which at least one member is present;

1.14 (2) members of the public present at the regular meeting location of the body can hear
1.15 and see all discussion and testimony and all votes of members of the body;

1.16 (3) at least one member of the body is physically present at the regular meeting location;
1.17 and

1.18 (4) all votes are conducted by roll call so each member's vote on each issue can be
1.19 identified and recorded; and

1.20 (5) each location at which a member of the body is present is open and accessible to the
1.21 public.

2.1 ~~(b) A meeting satisfies the requirements of paragraph (a), although a member of the~~
2.2 ~~public body participates from a location that is not open or accessible to the public, if the~~
2.3 ~~member has not participated more than three times in a calendar year from a location that~~
2.4 ~~is not open or accessible to the public, and:~~

2.5 ~~(1) the member is serving in the military and is at a required drill, deployed, or on active~~
2.6 ~~duty; or~~

2.7 ~~(2) the member has been advised by a health care professional against being in a public~~
2.8 ~~place for personal or family medical reasons.~~

2.9 Sec. 2. Minnesota Statutes 2022, section 13D.02, subdivision 4, is amended to read:

2.10 Subd. 4. **Notice of regular and all member locations.** If interactive technology is used
2.11 to conduct a regular, special, or emergency meeting, the public body shall provide notice
2.12 of the regular meeting location and ~~notice of any location where a member of the public~~
2.13 ~~body will~~ the fact that some members may be participating in the meeting by interactive
2.14 technology, ~~except for the locations of members participating pursuant to subdivision 1,~~
2.15 ~~paragraph (b).~~ The timing and method of providing notice must be as described in section
2.16 13D.04.