

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 56th Legislature (2017)

4 ENGROSSED SENATE  
5 BILL NO. 245

By: Dahm of the Senate

and

Jordan of the House

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9 An Act relating to the Oklahoma Open Meeting Act;  
10 amending 25 O.S. 2011, Section 307.1, which relates  
11 to videoconferences; modifying requirements for a  
quorum for certain virtual charter schools; providing  
an effective date; and declaring an emergency.

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14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. AMENDATORY 25 O.S. 2011, Section 307.1, is  
16 amended to read as follows:

17 Section 307.1. A. A public body may hold meetings by  
18 videoconference where each member of the public body is visible and  
19 audible to each other and the public through a video monitor,  
20 subject to the following:

- 21 1. ~~Ne~~  
22 a. except as provided for in subparagraph b of this  
23 paragraph, no less than a quorum of the public body  
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1 shall be present in person at the meeting site as  
2 posted on the meeting notice and agenda,

3 b. a virtual charter school approved and sponsored by the  
4 Statewide Virtual Charter School Board pursuant to the  
5 provisions of Section 3-145.3 of Title 70 of the  
6 Oklahoma Statutes shall maintain a quorum of members  
7 for the entire duration of the meeting whether using  
8 an in-person site, videoconference sites or any  
9 combination of such sites to achieve a quorum;

10 2. The meeting notice and agenda prepared in advance of the  
11 meeting, as required by law, shall indicate if the meeting will  
12 include videoconferencing locations and shall state:

13 a. the location, address, and telephone number of each  
14 available videoconference site, and

15 b. the identity of each member of the public body and the  
16 specific site from which each member of the body shall  
17 be physically present and participating in the  
18 meeting;

19 3. After the meeting notice and agenda are prepared and posted,  
20 as required by law, no member of the public body shall be allowed to  
21 participate in the meeting from any location other than the specific  
22 location posted on the agenda in advance of the meeting;

23 4. In order to allow the public the maximum opportunity to  
24 attend and observe each public official carrying out the duties of

1 the public official, a member or members of a public body desiring  
2 to participate in a meeting by videoconference shall participate in  
3 the videoconference from a site and room located within the district  
4 or political subdivision from which they are elected, appointed, or  
5 are sworn to represent;

6 5. Each site and room where a member of the public body is  
7 present for a meeting by videoconference shall be open and  
8 accessible to the public, and the public shall be allowed into that  
9 site and room. Public bodies may provide additional videoconference  
10 sites as a convenience to the public, but additional sites shall not  
11 be used to exclude or discourage public attendance at any  
12 videoconference site;

13 6. The public shall be allowed to participate and speak, as  
14 allowed by rule or policy set by the public body, in a meeting at  
15 the videoconference site in the same manner and to the same extent  
16 as the public is allowed to participate or speak at the site of the  
17 meeting;

18 7. Any materials shared electronically between members of the  
19 public body, before or during the videoconference, shall also be  
20 immediately available to the public in the same form and manner as  
21 shared with members of the public body; and

22 8. All votes occurring during any meeting conducted using  
23 videoconferencing shall occur and be recorded by roll call vote.

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1 B. No public body shall conduct an executive session by  
2 videoconference.

3 SECTION 2. This act shall become effective July 1, 2017.

4 SECTION 3. It being immediately necessary for the preservation  
5 of the public peace, health or safety, an emergency is hereby  
6 declared to exist, by reason whereof this act shall take effect and  
7 be in full force from and after its passage and approval.

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9 COMMITTEE REPORT BY: COMMITTEE ON GOVERNMENT MODERNIZATION, dated  
10 04/12/2017 - DO PASS.

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