

1-1 By: Wentworth S.B. No. 1306
1-2 (In the Senate - Filed March 7, 2007; March 19, 2007, read
1-3 first time and referred to Committee on State Affairs;
1-4 April 4, 2007, reported favorably by the following vote: Yeas 9,
1-5 Nays 0; April 4, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the attendance by a quorum of a governmental body at
1-9 certain events under the open meetings law.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subdivision (4), Section 551.001, Government
1-12 Code, is amended to read as follows:

1-13 (4) "Meeting" means:

1-14 (A) a deliberation between a quorum of a
1-15 governmental body, or between a quorum of a governmental body and
1-16 another person, during which public business or public policy over
1-17 which the governmental body has supervision or control is discussed
1-18 or considered or during which the governmental body takes formal
1-19 action; or

1-20 (B) except as otherwise provided by this
1-21 subdivision, a gathering:

1-22 (i) that is conducted by the governmental
1-23 body or for which the governmental body is responsible;

1-24 (ii) at which a quorum of members of the
1-25 governmental body is present;

1-26 (iii) that has been called by the
1-27 governmental body; and

1-28 (iv) at which the members receive
1-29 information from, give information to, ask questions of, or receive
1-30 questions from any third person, including an employee of the
1-31 governmental body, about the public business or public policy over
1-32 which the governmental body has supervision or control.

1-33 The term does not include the gathering of a quorum of a
1-34 governmental body at a social function unrelated to the public
1-35 business that is conducted by the body, or the attendance by a
1-36 quorum of a governmental body at a regional, state, or national
1-37 convention or workshop, ceremonial event, or press conference, if
1-38 formal action is not taken and any discussion of public business is
1-39 incidental to the social function, convention, ~~or~~ workshop,
1-40 ceremonial event, or press conference.

1-41 The term includes a session of a governmental body.

1-42 SECTION 2. This Act takes effect immediately if it receives
1-43 a vote of two-thirds of all the members elected to each house, as
1-44 provided by Section 39, Article III, Texas Constitution. If this
1-45 Act does not receive the vote necessary for immediate effect, this
1-46 Act takes effect September 1, 2007.

1-47 * * * * *