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State of Minnesota

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HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 198

01/09/2023 Authored by Koegel; Hansen, R., and Freiberg
The bill was read for the first time and referred to the Committee on State and Local Government Finance and Policy
01/23/2023 Adoption of Report: Placed on the General Register
Read for the Second Time

1.1 A bill for an act
1.2 relating to local government; amending the conditions for participation in an open
1.3 meeting from a nonpublic location; amending Minnesota Statutes 2022, section
1.4 13D.02, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2022, section 13D.02, subdivision 1, is amended to read:

1.7 Subdivision 1. Conditions. (a) A meeting governed by section 13D.01, subdivisions 1,
1.8 2, 4, and 5, and this section may be conducted by interactive technology so long as:

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

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

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

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

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

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

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

2.3 (2) the member has been advised by a health care professional against being in a public  
2.4 place for personal or family medical reasons. ~~This clause only applies when a state of~~  
2.5 ~~emergency has been declared under section 12.31, and expires 60 days after the removal of~~  
2.6 ~~the state of emergency.~~