

HOUSE BILL NO. HB0120

Public meetings.

Sponsored by: Representative(s) Edmonds, Blake, Buchanan,
Gingery, Patton and Teeters and Senator(s)
Dockstader and Martin

A BILL

for

1 AN ACT relating to public meetings; providing notice
2 requirements for special meetings; providing for audio
3 recording of executive sessions; providing for proceedings
4 to review executive sessions; providing for notice of
5 executive sessions; and providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 16-4-404(b) and 16-4-405(b) and (c)
10 are amended to read:

11

12 **16-4-404. Types of meetings; notice; recess.**

13

14 (b) Special meetings may be called by the presiding
15 officer of a governing body by giving notice of the meeting
16 at least twenty-four (24) hours before the meeting to each

1 member of the governing body and to each newspaper of
2 general circulation, radio or television station requesting
3 the notice. The notice shall specify the time and place of
4 the special meeting and the business to be transacted. No
5 other business shall be considered at a special meeting.

6
7 **16-4-405. Executive sessions.**

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9 (b) Minutes and audio recordings shall be maintained
10 of any executive session. Except for those parts of
11 minutes and audio recordings of an executive session
12 reflecting a members' objection to the executive session as
13 being in violation of this act, minutes, recordings and
14 proceedings of executive sessions shall be confidential and
15 produced only in response to a valid court order. A person
16 may seek access to the minutes or recording of an executive
17 session by filing a petition with the district court
18 wherein the record is found for an order directing the
19 custodian of the record to show cause why he should not
20 permit inspection of the minutes or recording. If a court
21 finds, after an in-camera review of the minutes or
22 recording of the executive session, that the governing body
23 engaged in substantial discussion of any matters not
24 enumerated in this section, or that the body took action as

1 defined in W.S. 16-4-402(a), the portion of the minutes or
2 recording that reflects the substantial discussion or
3 action taken shall be open for public inspection and
4 copying.

5
6 (c) Unless a different procedure or vote is otherwise
7 specified by law, an executive session may be held only
8 pursuant to a motion that is duly seconded and carried by
9 majority vote of the members of the governing body in
10 attendance when the motion is made, and only after the
11 presiding officer of the governing body announces the topic
12 to be considered with as much specificity as can be
13 provided without compromising the reason for the executive
14 session.

15
16 **Section 2.** This act is effective July 1, 2011.

17
18 (END)