

Text Versions: A 8591 Bill Text PDF LBDC PDF Editor

A 8591 Thiele Same as S 7623-A GAUGHRAN

Public Officers

TITLE...Extends provisions of law authorizing political subdivisions to permit any public body to hold meetings remotely and without in-person access during the COVID-19 state disaster emergency

01/06/22 referred to governmental operations
01/10/22 reported referred to rules
01/10/22 reported
01/10/22 rules report cal.5
01/10/22 ordered to third reading rules cal.5
01/11/22 motion to amend lost
01/11/22 passed assembly
01/11/22 delivered to senate
01/11/22 REFERRED TO RULES
01/11/22 SUBSTITUTED FOR S7623A
01/11/22 3RD READING CAL.12
01/11/22 PASSED SENATE
01/11/22 RETURNED TO ASSEMBLY
01/12/22 delivered to governor
01/14/22 signed chap.1
01/14/22 approval memo.1

S7623-A GAUGHRAN Same as A 8591 Thiele

ON FILE: 01/06/22 Public Officers

TITLE...Extends provisions of law authorizing political subdivisions to permit any public body to hold meetings remotely and without in-person access during the COVID-19 state disaster emergency

12/22/21 REFERRED TO RULES
01/05/22 REFERRED TO INVESTIGATIONS AND GOVERNMENT OPERATIONS
01/06/22 AMEND (T) AND RECOMMIT TO INVESTIGATIONS AND GOVERNMENT OPERATIONS
01/06/22 PRINT NUMBER 7623A
01/10/22 REPORTED AND COMMITTED TO RULES
01/10/22 ORDERED TO THIRD READING CAL.12
01/11/22 SUBSTITUTED BY A8591

A08591

Thiele

01/06/22 referred to governmental operations
01/10/22 reported referred to rules
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01/10/22 rules report cal.5
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THIELE, ZEBROWSKI, PAULIN, ABINANTI, MCDONALD, OTIS, NIOU, FRONTUS, MCMAHON, SILLITTI, L. ROSENTHAL, SIMON, GRIFFIN, CYMBROWITZ, TAPIA, REYES, JACOBSON, DINOWITZ

Amd Part E §§1 & 2, Chap 417 of 2021

Extends provisions of law authorizing political subdivisions to permit any public body to hold meetings remotely and without in-person access during the COVID-19 state disaster emergency.

EFF. DATE 01/14/2022

STATE OF NEW YORK

8591

IN ASSEMBLY

January 6, 2022

Introduced by M. of A. THIELE, ZEBROWSKI, PAULIN, ABINANTI, MCDONALD, OTIS, NIOU, FRONTUS, MCMAHON -- read once and referred to the Committee on Governmental Operations

AN ACT to amend chapter 417 of the laws of 2021 relating to authorizing political subdivisions to permit any public body to hold meetings

remotely and without in-person access during the COVID-19 state disaster emergency, in relation to public bodies holding meetings remotely and to the effectiveness thereof

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Sections 1 and 2 of part E of chapter 417 of the laws of
2 2021 relating to authorizing political subdivisions to permit any public
3 body to hold meetings remotely and without in-person access during the
4 COVID-19 state disaster emergency, are amended to read as follows:

5 Section 1. Notwithstanding the provisions of article 7 of the public
6 officers law to the contrary, any [~~state agency, department, corpo-~~
7 ~~ration, office, authority, board, or commission~~] public body, as [~~well~~
8 ~~as any local public body~~] defined pursuant to section one hundred two of
9 the public officers law, [~~or public corporation as defined in section 66~~
10 ~~of the general construction law, or political subdivisions as defined in~~
11 ~~section 100 of the general municipal law, or a committee or subcommittee~~
12 ~~or other similar body of such entity,~~] shall be authorized to meet and
13 take such action authorized by law without permitting in public in-per-
14 son access to meetings and authorize such meetings to be held remotely
15 by conference call or similar service, provided that the public has the
16 ability to view or listen to such proceeding and that such meetings are
17 recorded and later transcribed. [~~"Local public body" shall mean any~~
18 ~~entity for which a quorum is required in order to conduct public busi-~~
19 ~~ness and which consists of two or more members, performing a govern-~~
20 ~~mental function for an entity limited in the execution of its official~~
21 ~~functions to a portion only of the state, or a political subdivision of~~
22 ~~the state, or for an agency or department thereof.~~]

23 § 2. This act shall take effect immediately and shall expire and be
24 deemed repealed [~~January 15, 2022~~] upon the expiration or termination of

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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A. 8591

2

1 the state disaster emergency declared pursuant to executive order 11 of
2 2021 or any extension or modification thereof; provided that the
3 commissioner of health shall notify the legislative bill drafting
4 commission upon the occurrence of the expiration or termination of such
5 executive order in order that the commission may maintain an accurate
6 and timely effective database of the official text of the laws of the
7 state of New York in furtherance of effectuating the provisions of
8 section 44 of the legislative law and section 70-b of the public offi-
9 cers law.

10 § 2. This act shall take effect immediately.

**NEW YORK STATE ASSEMBLY
MEMORANDUM IN SUPPORT OF LEGISLATION
submitted in accordance with Assembly Rule III, Sec 1(f)**

BILL NUMBER: A8591

SPONSOR: Thiele

TITLE OF BILL:

An act to amend chapter 417 of the laws of 2021 relating to authorizing political subdivisions to permit any public body to hold meetings remotely and without in-person access during the COVID-19 state disaster emergency, in relation to public bodies holding meetings remotely and to the effectiveness thereof

PURPOSE OR GENERAL IDEA OF BILL:

The purpose of this bill is to extend the current authorization for public bodies to meet remotely or by conference call.

SUMMARY OF PROVISIONS:

This bill would extend the current authorization for state and local government entities to meet remotely by conference call or similar service, so long as the public has the ability to view or listen to such proceeding and provided such meetings are recorded and later transcribed.

JUSTIFICATION:

During the COVID-19 pandemic, portions of the Open Meetings Law were modified to allow public business to continue while protecting public health by eliminating the need for congregation. This legislation will continue the authorization for remote public meetings to continue to be held until the current declared state of emergency has come to an end in the same manner as was allowed during the prior COVID-19 state disaster emergency declarations.

PRIOR LEGISLATIVE HISTORY:

Chapter 417 of the Laws of 2021 Part E

FISCAL IMPLICATIONS FOR STATE AND LOCAL GOVERNMENTS:

To be determined

EFFECTIVE DATE:

Immediate