

ANNUAL UTAH OPEN AND PUBLIC MEETINGS ACT TRAINING

Utah State Tax Commission
2022 Update
Revised 22 March 2022

OPMA In a nutshell

- A quorum of a public body gathered to discuss or act upon a subject over which it has jurisdiction or advisory power must do so in a public meeting for which proper notice, including a reasonably specific agenda, is given and an audio recording is made
- Following the public meeting, the public body must make the audio recording and a set of pending minutes available for public review
- A public body may close its meeting to discuss, but not act upon, statutorily specified topics
- Some public bodies are required to close meetings for specific purposes

2022 Changes Applicable to USTC

- HB22 Requires public bodies to establish conditions when remote participants are included in calculating a quorum and when and how proxy voting by remote participants is permitted. Except for unanimous votes, requires roll call voting during electronic meetings
- HB439 Prescribes method for recording votes of members elected to public bodies and modifies electronic meeting notice requirements

Other 2022 Changes

- HB11 Establishes circumstances when School Activity Eligibility Commission meetings must be closed
- HB213 Establishes circumstances when General Regulatory Sandbox Program Advisory Committee meetings must be closed
- HB249 Updates a statutory reference describing circumstances when Child Welfare Legislative Oversight Panel meetings must be closed
- HB438 Adds discussion of proposed development agreements, project proposals or financing proposals related to development of state owned land to permitted closed meeting topics
- SB15 Establishes notice requirement for closed meetings of the Data Security Management Council to conduct business related to information technology security
- SB92 Adds project entities to the list of public bodies regulated by OPMA
- SB190 Adds review by the Cannabis Production Establishment Licensing Advisory Board of confidential information regarding violations and security requirements in relation to the operation of cannabis production establishments to permitted closed meeting topics