

Committee Substitute for Senate Bill 48 (JUD) Sectional Analysis

Page 2, lines 12-14

AS 44.62.310(d):

- (8) “...meetings by municipal service area boards, committees, commissions, or other similar bodies when meeting solely to act on matters that are administrative or managerial in nature.”**

Explanation: CSSB 48 (JUD) expands SB 48’s original road conditions exemption to now include administrative and managerial duties which fall within a municipality’s purview.

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AS 44.62.310(h)(2):

- (B) “...more than three members or a majority of the members, whichever is less, are present...”**

Explanation: AS 44.62.310(2) defines the constitution of an “open public meeting” between members of a governmental body. AS 44.62.310(2)(A) mandates that “...more than three members or a majority of the members, whichever is less...” constitutes a meeting for governmental bodies responsible for formulating and establishing public policy. However, AS 44.62.310(2)(B) does not require this same prerequisite for advisory-only bodies; the meeting needs only to be pre-arranged. Consequentially, meeting requirements for advisory bodies (e.g.: local service district) are more stringent than those for policy making bodies (e.g.: borough assembly). CSSB 48 (JUD) establishes a uniform public meetings requirement by placing the same open meetings requirements on advisory bodies as are on government agencies authorized to establish public policy.