

OPEN AND PUBLIC MEETINGS ACT VIOLATIONS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Phil Lyman

Senate Sponsor: _____

LONG TITLE

General Description:

This bill modifies a provision of the Open and Public Meetings Act relating to criminal penalties.

Highlighted Provisions:

This bill:

- ▶ imposes a criminal penalty on a public body member who excludes from an open meeting a member of the public entitled to attend the meeting.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

52-4-305, as enacted by Laws of Utah 2006, Chapter 263

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **52-4-305** is amended to read:

52-4-305. Criminal penalty for certain violations.

In addition to any other penalty under this chapter[;]:

- (1) a member of a public body who knowingly or intentionally violates or who



28 knowingly or intentionally abets or advises a violation of any of the closed meeting provisions
29 of this chapter is guilty of a class B misdemeanor[-]; and
30 (2) subject to Section 52-4-301, a member of a public body who knowingly or
31 intentionally excludes from an open meeting a member of the public who has a right to attend
32 the open meeting is guilty of a class C misdemeanor.