

B 26-0633 -- Redline

Engrossed to Enrolled -- Open Meetings Clarification Temporary Amendment Act of 2026

Deletions ~~struck~~ · Insertions underlined

~~ENGROSSED~~ENROLLED ORIGINAL ~~ABILL~~ANACT ~~3~~ 26-633-5 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA ~~7~~ 9 To amend, on a temporary basis, the Open Meetings Act to clarify the definition of ~~meeting~~meeting, to provide for a public body's ability to be briefed about potential terrorist or public health threats so long as no official action is taken, to exempt from the act meetings between the Council and the Mayor provided that no official action is taken at such meetings, and to provide that a meeting shall be deemed open to the public if the public body takes steps reasonably calculated to allow the public to view or hear the meeting while the meeting is taking place, or, if doing so is not technologically feasible, as soon thereafter as reasonably practicable; and to ~~provide~~amend for section a5710 public of body's Title ability3 to of be the briefed District about of potential Columbia terrorist Municipal or Regulations public to health further threats clarify so the long applicability as date no for official expanded action financial is reporting taken; requirements for certain boards and commissions.

~~to exempt from the act meetings between the Council and the Mayor provided that no official action is taken at such meetings;~~

~~to provide that a meeting shall be deemed open to the public if the public body takes steps reasonably calculated to allow the public to view or hear the meeting while the meeting is taking place, or, if doing so is not technologically feasible, as soon thereafter as reasonably practicable;~~

~~and to further clarify the applicability date for expanded financial reporting requirements for certain boards and commissions.~~

"(1)(A) "Meeting" means any gathering of a quorum of the members of a public body, including hearings and roundtables, whether formal or informal, regular, special, or emergency, at which the members consider, conduct, or advise on public business, including gathering information, taking testimony, discussing, deliberating, recommending, and voting, ~~ENGROSSED ORIGINAL~~ regardless of whether held in person, by telephone, electronically, or by other means of communication.

ENROLLED ORIGINAL "(C) For the purposes of the Council of the District of Columbia, the term "meeting" means a regular or additional legislative meeting, and committee meetings where votes are ~~taken.~~taken." ~~(2) Paragraph (3) is amended as follows:~~

~~(A) (2) Subparagraph Paragraph (E) (3) is amended by as striking follows: the phrase "~~

(A) Subparagraph (E) is amended by striking the phrase ";

"(G) ~~the~~The Criminal Justice Coordinating Council."

~~(A) Paragraph (A) Paragraph (2) is amended by striking the phrase ";~~

~~ENGROSSED (B) ORIGINAL Paragraph (B) Paragraph (3) is amended by striking the phrase "televised." and inserting the phrase "televised;"~~televised;

~~(C) (C) A new paragraph (4) is added to read as follows:~~

provided, that disclosure could endanger the public or the public ~~body;~~body;" ~~(3) Subsection (f) is amended to read as follows:~~

(3) Subsection (f) is amended to read as follows:

~~provided~~provided, that unless the Council adopts rules pursuant to this subsection, this title shall apply to the ~~Council.~~Council." ~~(4) A new subsection (h) is added to read as follows:~~

~~"(h) (4) A new This subsection act (h) shall is not added apply to a read meetings as between follows: members of the Council and the Mayor, provided, that no official action is decided at the meeting."~~

~~ENGROSSED (h) ORIGINAL This (c) title Section shall 406 not (D.C. apply to a meeting between members of the Council and the Mayor;~~

provided, that no official action is decided at the meeting."

(c) Section 406 (D.C.

(1) Paragraph (1) is amended by striking the phrase ~~"Except"~~Except for emergency meetings, a public body shall provide" and inserting the phrase "A public body shall attempt to provide" in its place.

ENROLLED ORIGINAL (2) Paragraph (3) is amended by striking the phrase ~~"Notwithstanding"~~Notwithstanding the notice requirement of paragraph (2) of this subsection, ~~except,~~except and inserting the ~~phrase~~word "Except" in its place.

"(1) Reasonable arrangements are made to accommodate the public's right to attend the meeting, or steps are taken that are reasonably calculated to allow the public to view or to hear the meeting while the meeting is taking place, ~~or~~or, if doing so is not technologically feasible, as soon thereafter as reasonably ~~practicable;~~practicable;" ~~(2) Paragraph (3) is amended by striking the phrase "taken by roll call" and inserting the word "recorded" in its place.~~

~~ENGROSSED (2) ORIGINAL Paragraph (e)(3) Section is 409(a) amended (D.C. by striking the phrase "taken by roll call" and inserting the word "recorded" in its place.~~

~~Official (e) Code Section Sec. 409(a) 2-579(a)) (D.C. is amended by striking the phrase "Council meetings" and inserting the phrase "meetings and gatherings of councilmembers" in its place.~~

Official Code Sec. 2-579(a)) is amended by striking the phrase "Council meetings" and inserting the phrase "meetings and gatherings of councilmembers" in its place.

Section 25710.3 of Title 3 of the District of Columbia Boards Municipal and Regulations Commissions (3 Financial DCMR Reporting Sec. Temporary 5170.3) Amendment Act is of amended 2025 to (D.C. read as follows: Law "5710.3. -26-98;

~~73 This DCR section 4484) shall is not amended apply by before striking October the phrase "April 3, 2026" and inserting the phrase "October 17, 2026" 2026." in its place.~~

This act shall ~~be apply-applicable~~ as of March 29, 2026.

The Council adopts the fiscal impact statement ~~in of the committee Budget report Director~~ as the fiscal impact statement required by section 4a of the General Legislative ~~Procedures Act~~ Procedures Act of 1975, approved October 16, 2006 (120 Stat.

(a) This act shall take effect following approval of the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto) and a 30-day period of congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved ENROLLED ORIGINAL December 24, 1973 (87 Stat.

(b) This act shall expire after 225 days of its having taken effect.

Chairman Council of the District of Columbia
Mayor District of Columbia 4