

1 HB153
2 215892-3
3 By Representative McCampbell
4 RFD: Education Policy
5 First Read: 18-JAN-22

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ENROLLED, An Act,

Relating to the Board of Trustees of The University of West Alabama; to authorize the board to hold certain meetings by telephone or video conference, or by similar means under certain conditions.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 16-53-4, Code of Alabama, is amended to read as follows:

"§16-53-4.

"(a) The Board of Trustees of The University of West Alabama shall hold its regular annual meeting each year at the institution on the first Monday in June, unless the board shall in regular session determine to hold its meeting at some other time and place. Thereafter, the board shall hold quarterly meetings on the first Monday of each third month after the annual meeting, unless the board shall in regular session determine to hold its quarterly meeting at some other time or place. Special meetings of the board may be assembled by either one of the two methods outlined as follows:

"(1) Special meetings of the board may be called by the Governor. In calling ~~such~~ special meetings, the Governor shall mail a written notice to each trustee at least 10 days in advance of the date of such meetings.

1 "(2) Upon the application in writing of any eight
2 members of the board, the Governor shall call a special
3 meeting, naming the time and place thereof and causing notices
4 to be issued in writing to the several members of the board.
5 ~~Such~~ Special meetings shall not be held on a date less than 10
6 days subsequent to the notice from the Governor.

7 "(b) (1) Members of the board may participate in a
8 meeting of the board or any committee of the board by
9 telephone conference, video conference, or similar
10 communications equipment by means of which all persons
11 participating in the meeting may hear each other at the same
12 time. Participation by these electronic means shall constitute
13 presence in person at the meeting for all purposes, including
14 the establishment of a quorum; provided that at least one
15 board member is physically present at the location noticed and
16 called for the meeting. ~~However, a majority of a quorum of~~
17 ~~the members of the board, or, in the event of a meeting of~~
18 ~~only the executive committee, a majority of a quorum of the~~
19 ~~executive committee of the board shall be physically present~~
20 ~~at the location noticed and called for the meeting in order to~~
21 ~~conduct any business or deliberation.~~

22 "~~(2) Members of the board and any committees of the~~
23 ~~board may not utilize electronic communications except as in~~
24 ~~compliance with the Alabama Open Meetings Act. Except for~~
25 ~~emergency meetings, notice Notice of board meetings shall be~~

1 ~~provided in accordance with the Alabama Open Meetings Act and~~
2 ~~telephone or video conference or similar communications~~
3 ~~Except for emergency meetings, notice~~ (2) The telephone or
4 video conference or similar communications equipment shall
5 also allow members of the public the opportunity to
6 simultaneously listen to or observe the meetings.

7 (3) Except as specifically provided otherwise by
8 this section, meetings using communications equipment as
9 authorized by this section shall be conducted in compliance
10 with the Alabama Open Meetings Act.

11 "(c) The executive committee of the board and other
12 committees of the board shall hold meetings at ~~such~~ times and
13 on ~~such~~ dates as the board of trustees may provide."

14 Section 2. This act shall become effective on the
15 first day of the third month following its passage and
16 approval by the Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 02-FEB-22, as amended.

Jeff Woodard
Clerk

Senate	09-MAR-22	Amended and Passed
House	15-MAR-22	Concurred in Senate Amendment