

State of Misconsin 1995 - 1996 LEGISLATURE

1995 ASSEMBLY BILL 261

March 23, 1995 – Introduced by Representatives F. LASEE, GUNDERSON, OLSEN, AINSWORTH, ZUKOWSKI, MUSSER, LEHMAN, HAHN, GOETSCH, REYNOLDS, HANDRICK, SCHNEIDERS, GROTHMAN, ALBERS, SILBAUGH, OWENS, GREEN and JENSEN, cosponsored by Senators A. LASEE, RUDE, BRESKE, LEEAN and FARROW. Referred to Committee on Government Operations.

1 AN ACT to amend 19.82 (2); and to create 60.50 (6) of the statutes; relating to:

the definition of "meeting" under the open meetings law.

Analysis by the Legislative Reference Bureau

Currently, under the open meetings law, subject to some limited exceptions, all meetings of all state and local governmental bodies must be preceded by public notice, be held at places reasonably accessible to members of the public and be open to the public at all times.

Also under current law, the definition of a "meeting" that is subject to the open meetings law is, subject to several conditions, the convening of members of a governmental body for the purpose of exercising the responsibilities, authority, power or duties delegated to or vested in the body. "Meeting" does not include any social or chance gathering or conference that is not intended to avoid the open meetings law or certain gatherings of the members of a drainage board to observe or supervise the construction or maintenance of drains, highways and certain other structures.

Under this bill, the definition of "meeting" for the purposes of the open meetings law does not include the gathering of the members of a town board at the site of a public works or road project, that has been approved by the town board, to inspect the work that has been completed or that is in progress.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 19.82 (2) of the statutes is amended to read:

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19.82 (2) "Meeting" means the convening of members of a governmental body 1 $\mathbf{2}$ for the purpose of exercising the responsibilities, authority, power or duties 3 delegated to or vested in the body. If one-half or more of the members of a 4 governmental body are present, the meeting is rebuttably presumed to be for the $\mathbf{5}$ purpose of exercising the responsibilities, authority, power or duties delegated to or 6 vested in the body. The term does not include any social or chance gathering or 7 conference which is not intended to avoid this subchapter, any gathering of the 8 members of a town board for the purpose specified in s. 60.50 (6) or any gathering of 9 the members of a drainage board created under s. 88.16, 1991 stats., or under s. 10 88.17, for a purpose specified in s. 88.065 (5) (a). 11 **SECTION 2.** 60.50 (6) of the statutes is created to read: 60.50 (6) INSPECTIONS. Gather at the site of a public works project or a highway. 1213street or alley project that has been approved by the town board for the purpose of 14inspecting the work that has been completed or that is in progress.

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(END)