



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB4442

Introduced 1/9/2006, by Rep. Gary Hannig

SYNOPSIS AS INTRODUCED:

5 ILCS 120/2.02

from Ch. 102, par. 42.02

Amends the Open Meetings Act. With respect to posting meeting notices at the public body's principal office and at the meeting's location at least 48 hours before the meeting, requires that the notices be placed in locations visible and accessible by the public at all times the notice is posted.

LRB094 16640 JAM 51908 b

1 AN ACT concerning government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Open Meetings Act is amended by changing
5 Section 2.02 as follows:

6 (5 ILCS 120/2.02) (from Ch. 102, par. 42.02)

7 Sec. 2.02. Public notice of all meetings, whether open or
8 closed to the public, shall be given as follows:

9 (a) Every public body shall give public notice of the
10 schedule of regular meetings at the beginning of each calendar
11 or fiscal year and shall state the regular dates, times, and
12 places of such meetings. An agenda for each regular meeting
13 shall be posted at the principal office of the public body and
14 at the location where the meeting is to be held at least 48
15 hours in advance of the holding of the meeting. A public body
16 that has a website that the full-time staff of the public body
17 maintains shall also post on its website the agenda of any
18 regular meetings of the governing body of that public body. Any
19 agenda of a regular meeting that is posted on a public body's
20 website shall remain posted on the website until the regular
21 meeting is concluded. The requirement of a regular meeting
22 agenda shall not preclude the consideration of items not
23 specifically set forth in the agenda. Public notice of any
24 special meeting except a meeting held in the event of a bona
25 fide emergency, or of any rescheduled regular meeting, or of
26 any reconvened meeting, shall be given at least 48 hours before
27 such meeting, which notice shall also include the agenda for
28 the special, rescheduled, or reconvened meeting, but the
29 validity of any action taken by the public body which is
30 germane to a subject on the agenda shall not be affected by
31 other errors or omissions in the agenda. The requirement of
32 public notice of reconvened meetings does not apply to any case

1 where the meeting was open to the public and (1) it is to be
2 reconvened within 24 hours, or (2) an announcement of the time
3 and place of the reconvened meeting was made at the original
4 meeting and there is no change in the agenda. Notice of an
5 emergency meeting shall be given as soon as practicable, but in
6 any event prior to the holding of such meeting, to any news
7 medium which has filed an annual request for notice under
8 subsection (b) of this Section.

9 (b) Public notice shall be given by posting a copy of the
10 notice at the principal office of the body holding the meeting
11 or, if no such office exists, at the building in which the
12 meeting is to be held. The notice must be posted in or on a
13 portion of the principal office or meeting location accessible
14 and visible by the public at all times that the notice is
15 posted. In addition, a public body that has a website that the
16 full-time staff of the public body maintains shall post notice
17 on its website of all meetings of the governing body of the
18 public body. Any notice of an annual schedule of meetings shall
19 remain on the website until a new public notice of the schedule
20 of regular meetings is approved. Any notice of a regular
21 meeting that is posted on a public body's website shall remain
22 posted on the website until the regular meeting is concluded.
23 The body shall supply copies of the notice of its regular
24 meetings, and of the notice of any special, emergency,
25 rescheduled or reconvened meeting, to any news medium that has
26 filed an annual request for such notice. Any such news medium
27 shall also be given the same notice of all special, emergency,
28 rescheduled or reconvened meetings in the same manner as is
29 given to members of the body provided such news medium has
30 given the public body an address or telephone number within the
31 territorial jurisdiction of the public body at which such
32 notice may be given. The failure of a public body to post on
33 its website notice of any meeting or the agenda of any meeting
34 shall not invalidate any meeting or any actions taken at a
35 meeting.

36 (Source: P.A. 94-28, eff. 1-1-06.)