

[DISCUSSION DRAFT]

97th SESSION
2021-2022

S. B.

AB-361 SENATE BILL

IN THE SENATE OF THE STUDENT GOVERNMENT ASSOCIATION
OF BAKERSFIELD COLLEGE

FEBRUARY 23, 2022

SUBMITTED BY SENATOR KNOX TO THE COMMITTEE ON BCSGA SENATE

A BILL

AUTHORIZING REMOTE TELECONFERENCE MEETINGS FOR THE PERIOD OF FEBRUARY 23, 2022 THROUGH MARCH 23, 2022, PURSUANT TO AB 361

Whereas, on March 4, 2020, Governor Newsom issued a Proclamation of State of Emergency in response to the COVID-19 pandemic, which Proclamation remains in effect; and

Whereas, on March 17, 2020, Governor Newsom issued Executive Order N-29-20, modifying the teleconferencing rules set forth in the California Open Meeting law, Government Code section 54950 et seq. (the "Brown Act"), subject to compliance with certain requirements; and

Whereas, on June 11, 2021, Governor Newsom issued Executive Order N-08-21, providing that the modifications would remain in place through September 30, 2021; and

Whereas, on September 16, 2021, Governor Newsom signed AB 361, providing that a legislative body subject to the Brown Act may continue to meet under modified teleconferencing

rules if the meeting occurs during a proclaimed state of emergency and state or local officials have imposed or recommended measures to promote social distancing; and

Whereas, the Local Health Officer and the Director of Kern County Public Health have recommended that measures be implemented to promote social distancing, including the holding of virtual meetings of legislative bodies within the County of Kern, a copy of that recommendation is attached as an exhibit and incorporated herein; and

Whereas, in the interest of public health and safety, and in response to the local recommendation for measures to promote social distancing, the Bakersfield College Student Government Association (the “Legislative Body”) deems it necessary to invoke the provisions of AB 361 related to teleconferencing;

Be it enacted and Resolve, by the Senate of the Student Government Association,

Section One: The recitals set forth above are true and correct and are adopted as findings of the Legislative Body.

Section Two: The Legislative Body has reconsidered the circumstances of the State of Emergency.

Section Three: State or local officials have recommended measures to promote social distancing, including the holding of virtual meetings for legislative bodies within the County of Kern that are subject to the Brown Act.

Section Four: Meetings of the Legislative Body shall be held in a hybrid format through March 23, 2022;

Section Five: BCSGA officers are directed to return to the Legislative Body no later than thirty (30) days after the adoption of this resolution, or at the next meeting of the Legislative Body, if later, for the Legislative Body to consider whether to again make the findings required to meet under the modified teleconference procedures of AB 361.

Be it further enacted by the Senate of the Student Government Association, to authorize remote teleconference meetings for the period of February 23, 2022 through March 23, 2022, pursuant to AB 361.

o