



REGULAR MEETING

February 13, 2023

EXHIBITS



Minutes of the
MEETING OF THE FACULTY SENATE
February 6, 2023

APPROVED

PRESENT: Melissa Bagaglio, Will Dalrymple, Kimberly De La Cruz (ASG), Alexandra Doyle Bauer (ZOOM), Kelly Falcone, Molly Faulkner, Jenny Fererro, Shelbi Hathaway, Erin Hiro, Jason Jarvinen, Lawrence Lawson, Leigh Marshall, Leanne Maunu, Ben Mudgett, Michael Mufson, Scott Nelson, Wendy Nelson, Beth Pearson, Nicole Siminski, Alyssa Vafaei (ZOOM), Elena Villa Fernández de Castro, Edwina Williams, Anastasia Zavodny

ABSENT: Lacey Craft

GUESTS: Leah Brown, Jeff Epstein, Barbara Hammons, Patriceann Mead, Julie Van Houten, Rebecca Wilson

Please note: All votes are presumed unanimous unless indicated otherwise.

CALL TO ORDER The meeting was called to order by Faculty Senate President Wendy Nelson in LRC-116 at 2:30 PM. The meeting was also streamed live on ZOOM.

PUBLIC COMMENTS – No public comments.

ANNOUNCEMENTS

VP Fererro announced that proposals for Women’s History Month are being accepting through Friday, February 10. Proposals for this year are significantly lower than 2022. Departments or specific classes who have activities during the month of March and can tie the event into Women’s History Month are welcomed to apply as well. A celebration event at the end of the month is planned and will feature speakers, performers and an auction. The schedule will come out later in February.

Faculty Senate Secretary Molly Faulkner announced that a LIVE Concert Hour takes place every Thursday at the Howard Brubeck Theatre. The Thursday concerts are free and everyone is welcomed to attend. More information can be found here at www.Palomarperform.com

Senate President Wendy Nelson welcomed Kimberly De La Cruz, the new ASG representative who will be attending Faculty Senate meetings.

AGENDA CHANGES – No agenda changes.

APPROVAL OF MINUTES

Motion 1: MSC Pearson/Mufson

Faculty Senate approval of Faculty Senate meeting minutes dated January 30, 2023 as amended (Exhibit 1).

The motion carried.

ACTION

A. Curriculum

Motion 2: MSC Mudgett/Faulkner

Faculty Senate approval of curriculum actions dated February 1, 2023 (Exhibit 2).

The motion carried.

Senator and Co-Chair of Curriculum Ben Mudgett said Curriculum is discussing the new program process and has formed a workgroup to deal with this work. Curriculum is also discussing some type of curriculum moratorium so the committee can place more focus on AB 1111 and AB 928. These two bills are creating a lot of work for Curriculum.

B. Committee on Committees

Motion 3: Zavodny/Falcone

Faculty Senate approval of the following uncontested committee confirmations (Exhibit 3):

The motion carried.

AB 705 Support Subcommittee – **Vickie Mellos**, Faculty, ESL (22-24)
Access and Inclusion Subcommittee – **Amy Thompson**, Faculty, Instructional
Curriculum Committee – **Sean Peck**, Faculty, CTE (22-25)
Curriculum Committee – **Kimberly Velazquez**, Faculty, MSE (22-25)
Curriculum Committee – **John McMurria**, Faculty, AMBA (21-24)
Curriculum Committee – **Adriana Guillén**, Faculty, L&L (22-25)
Curriculum Committee – **Wing Cheung**, Faculty, MSE (20-24)
Curriculum Committee – **James Eighmey**, Faculty, SBS (20-23)
Safety and Security Committee – **Rachel Thompson**, Faculty, different divisions (22-24)

Motion 4: Zavodny/Faulkner

Faculty Senate approval of the results of the ballot (Exhibit 3).

The motion carried.

Comets Affordable Learning Materials Committee (CALM)– **Charles Alexander**, Faculty, Counseling (21-23)

Senator and Chair of Committee on Committees, Anastasia Zavodny said there are still multiple seats available on committees including vacancies on the VP Hiring Committees that close this Friday. She encouraged Senators to volunteer and to encourage other faculty to do so as well. Zavodny also said the openings are opened to both fulltime and part time faculty unless the designated position requires a tenured faculty.

INFORMATION

A. Academic Integrity Taskforce - W. Nelson

Senate President Wendy Nelson said Council discussed the current availability (not allocated) of 20% reassigned time designated to Faculty Senate for Spring 2023. Council recommends this reassigned time be assigned to the chair of the Academic Integrity Task force. This may be enough incentive to get a Senator to volunteer for this position and get the important work started right away. She added that if a Senator does not volunteer to serve as chair, the call will be opened to all faculty. It was suggested that this taskforce could also be responsible for updating AP 5500 and AP 5520.

President Nelson said the committee currently has two volunteers including Jeff Epstein. Nelson asked Epstein if he is willing to serve as chair. Epstein said if someone doesn't step up, he would consider it.

Nelson said he will bring this back to Senate next Monday.

B. Faculty Senate Meeting Decorum/Community Agreement Discussion (Exhibit 4) – Wendy Nelson

President Nelson shared the exhibit and explained some items that may be useful for Senate's discussion. Senate's current Community Agreement does address some of the issues but doesn't explain what the consequences would be if the behavior wasn't followed. Nelson asked Senators for feedback regarding whether Senate needs to do more to protect the decorum of Senate meetings; does the current Community Agreement effectively cover areas of concerns; or what can Senate do to protect freedom of speech but remind and hold someone accountable for behaviors that are not acceptable.

Senate Vice President Jenny Fererro said its never a bad idea to remind everyone, Senators as well as guests of Senate's Community Agreements. If a situation occurs during a meeting, Senate could just stop the meeting, take a time out for a short period of time and then reconvene. Fererro doesn't want to include the word "civility" since the term is often used as a weapon, or used in some sort of punitive type of concept. There may also be cultural differences of how people speak or carry themselves and organizations use that term to shut down diverse viewpoints or conversations and she doesn't want to see this occur in Senate.

President Nelson shared her support of the following tips from the exhibit a) treating others how she would like to be treated, b) limiting one's statements in discussions to those that move the conversation forward, c) keeping one's remarks brief, to the point and non-repetitive of comments others have already made and d) avoiding personal attacks.

Senator's feedback included the following:

- A strategy to disrupt an occurrence: the President or Chair to call for a short, five-minute meeting break.
- Other academic senates have someone assigned to being an observer or a ZOOM monitor.
- People came to Senate to share microaggressions that they're experiencing and since that incident, Senate has spent little time talking about their issues and more about how to stop those conversations from happening again.
- Senate needs to make sure it follows its community agreements and if there's something that's broken, Senate should fix it.
- Senate can use interest-based, bargaining type tools where the dialog comes from shared interests.
- Senate needs a plan of how to remind people of the Community Agreements in the moment when things are potentially problematic or heated.
- Governing Board meetings start with a reminder of the Community Agreements in place.
- If there is an egregious break of one of the agreements, there will be a meeting break.
- Adding a cautionary statement on the Senate's Community Agreements webpage may be useful.
- If the speaker is in ZOOM, muting their mic may be considered.
- Senator Lawson reminded Senators of Article 3 of the current contract: *Faculty members shall have the following rights and responsibilities: 3.2.1. To use the normal channels of campus communication free of prior censorship; 3.2.2. To accept responsibility for the substance and manner of their campus communications;*

President Nelson said she would bring this item back to Senate for discussion and/or action.

C. Article 17 – Fererro

Senate Vice President and PFF Lead Negotiator Jenny Fererro said PFF is currently in negotiations with the District dealing with Article 17, Evaluations. PFF has not received the District's counter proposal for Article 17, but they did indicate to PFF that they have some interests that will be reflected in their counter proposal. PFF gets guidance from

TERB but also asks for feedback from Faculty Senate about evaluations. The District has indicated that they have an interest in increasing Dean participation in evaluations, specifically with peer out of cycle evaluations.

Senator and PFF Co-President Lawrence Lawson said in regard to part-time evaluations, there was a time when there was not the optional Dean form. The Dean form was added with the goal of the Dean providing feedback on some aspects of the part-time faculty's job performance in respect to contractual obligations only. Faculty found this to be useful because the Dean saw things faculty did not see or the Dean had more to say about it. Lawson said that currently, Deans don't have any input on "regular" peer evaluations. The District's position is that if there needs to be an improvement plan, it's important for the Deans to weigh in on all contractual obligations. Deans are faculty's supervisors. When there are concerns that could potentially lead to dismissal, a supervisor should be a part of that process.

Senator and TERB Coordinator Kelly Falcone said TERB has discussed this. If a Peer out-of-cycle evaluation has been requested by a department chair, then something challenging is happening. If it leads to a two-year improvement plan, peer colleagues are responsible for leading the entire program of improvement by themselves without Dean involvement. Colleagues who have been responsible for leading peer out-of-cycle evaluations for their peers have expressed challenges taking on that role. In addition, a request was made to TERB by a Peer faculty to have the Dean be involved in the initial decision to request an out-of-cycle evaluation so that the Department Chair is not the sole person responsible for the request.

VP Fererro added this should be of benefit to small departments with limited number of faculty who are relied upon for all of these evaluations. Having a Dean involved would be useful.

Senators made the following comments relating to the subject matter:

- Consider involving the Dean only if the improvement plan extends beyond a semester.
- Consider a Dean present only to answer questions regarding the process and procedure.
- Dean's perspective and involvement with all improvement plans may be helpful.
- Evaluations are not punitive and are not considered discipline. Sometimes faculty weaponize them against other faculty, and that is not the intent. The intent is to support faculty, and this should be the intent for whoever is involved.
- Deans can't weaponize it. It can't be used punitively, even though it feels like it when you get an improvement plan. It is professional development process.
- There are faculty who would appreciate having a Dean involved with out of cycle evaluations.

D. Educational Vision Plan Goals/Objectives (Exhibit 5) – W. Nelson

President Nelson shared the exhibit and her hopes that once it is complete, the College will use it to make change and improve for the students. Nelson isn't satisfied with some of the language used and is making notes to bring back to the committee. This exhibit represents an encapsulation of all the feedback they received and conversations that took place in the listening sessions. The consultants wrote the document and used language at times that didn't seem accurate to the roles faculty and administrators fill in education.

Senator Falcone said she wasn't pleased that the deadline for submitting feedback was the first week of the semester, a busy time for faculty and she hopes the feedback gets added.

Several Senators recommended an entire new goal based on Instruction with separate objectives for both teaching and learning. That objective needs to be supported by the District.

Several Senators voiced their concern that nowhere does the document recognize, acknowledge or plan for students who come to a community college for reasons other than transferring, pathways or jobs.

Senators asked for clarification on some items and provided feedback that Nelson noted down and will bring back to the committee.

E. Student Code of Conduct AP 5500 & AP 5520 Review Update – Tabled.

REPORTS

President (W. Nelson)

Prior to the beginning of the semester, I stayed busy attending meetings and plenary sessions:

1. I attended a meeting for the EESSC workgroup to discuss and eventually update AP 5500 and AP 5520.
2. Along with VP Jenny Ferrero, I attended our one-on-one with President Rivera-Lacey where we discussed enrollment, enrollment issues, the phone system and potential new leadership positions.
3. I participated in the Educational & Facilities Vision Plan 2-day retreat where we reviewed data and feedback from the college community to develop goals/objectives for the educational vision plan. We also toured the Escondido Center and RB Center so that we could begin focusing on the facilities vision plan.
4. I also worked with Pauline Moroz, Diane Studinka, Ben Mudgett, Luis Guerrero, Carmelino Cruz, Matt Grills and Kelly Falcone to develop the CCCC Culturally Responsive Pedagogy & Practices grant.
5. I attended the Jan. 10 Governing Board meeting and welcomed the new board members.

Accreditation (Versaci)

I met in January with Michelle Barton and then with the Accreditation Writing Leadership Team (AWLT) to review and approve the post-Accreditation recommendation and report follow-up timeline. There are three groups working on different components of the main recommendation, the largest of these involving the integration of software that will align positions approved by HR and budget encumbrances in Fiscal. The District recently hired Shayla Sivert as the Project Manager to oversee completion of this component, and Nancy Lane in Fiscal is the writing lead on this group and the others working on the other two components. The AWLT is expecting draft summaries from all three groups by mid-February, at which time we will create a comprehensive working draft of the follow-up report with evidence in March. The timeline over the rest of the year, which will involve the Accreditation Steering Committee (ASC), the Institutional Effectiveness Council (IEC), College Council (CC), and the Governing Board (GB) is as follows:

Complete draft of follow-up report	April 1
Review draft with ASC & IEC	April 28
Update draft with additional data/evidence as needed	July 1
Send final edits to Creative Services	August 25
Approval of report by ASC & IEC	September 1
Approval of report by CC	September 8
GB workshop	September 19
Final report to GB	October 3 or 17
Final edits/clean-up	November 9
Send report to ACCJC	November 10

ADJOURNMENT The meeting was adjourned at 3:58 PM.

Respectfully submitted,

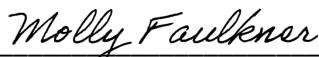

Molly Faulkner, Secretary

Exhibit 2

February 13 2023							
					How will you utilize an Equity and Antiracism lens in your work with this committee, or in what ways will you commit to learning about Diversity, Equity, Inclusion, and Antiracism and how will that influence your role on the committee?		
Name	Division	Department	Committee	Position		What are the knowledge, skills, and abilities you will bring to this committee?	ACTION
					Note: we have two open SBS positions and 3 volunteers. The highest-vote will be seated in the (21-24) seat, while second-highest will be placed in (20-23) seat		
							Vote for 2:
LeAnne Farmer	SBS	Kinesiology	Curriculum Committee	Faculty, SBS	<p>In 2021-2022 I participated in the Strong Workforce Institute. This enabled me to identify student groups with lower success rates in my classes and develop strategies to improve outcomes. Through professional development opportunities, discussions with individuals from marginalized groups, the self-designed, anonymous student evaluation forms I use in my classes, and reading relevant materials, I strive to increase my knowledge, identify my implicit biases, and continuously revise my classes to improve student experiences and outcomes.</p>	<p>I am in the final stages of completing my PhD in Psychology with an emphasis on Cognition and Instruction. This has helped extend my knowledge of current trends in adult learning and teaching strategies. I attended Palomar as a student and have taught here for 20 years, so I have a strong sense of our student population and community. I am fortunate to teach the Adaptive Swimming, Weight Training, and Conditioning classes as well as Health 100. Having the opportunity to work with and advocate for our disabled students through the adaptive program the past several years has tremendously increased my awareness of the challenges and obstacles faced by many of our students and the pressing need for Palomar to take a more active role in providing the necessary resources for our students to ensure that they reach their highest potential. Challenges with enrollment for our adaptive students led to two classes being removed from the schedule in Spring 2022. I successfully pushed for the reinstatement of these classes. All four of our Adaptive classes are now over capacity for enrollment. I also created course proposals for the addition of 2 new adaptive courses and non-credit options to reduce the barriers to enrollment for our students that were accepted last fall. I have a passion for teaching and learning and a strong commitment to personal growth as a learner.</p>	
Kelly Falcone	SBS	Kines/HE	Curriculum Committee	Faculty, SBS	<p>I have learned, listened, and grown a lot in the last few years from our college's focus on DEI/AA. Although I have always felt that I was an anti-racist, through a lot of self-reflection and awareness I have made myself more conscious of my implicit biases and gained a much deeper understanding of the institutional racism embedded in our world. In all spaces, I am committed to being open, listening, learning, growing, and being assertive in addressing any racism in communication, procedures, or policies.</p>	<p>Over the years, I have served on almost all of our committees/councils, except Curriculum. I would like to join Curriculum to increase my knowledge and understanding of our curriculum processes and a broader understanding of curriculum in general. I will bring a lot of curiosity and a desire to learn. I will also bring the ability to connect the work of Curriculum to various areas across the campus.</p>	
Nicole Au	SBS	Child Development	Curriculum Committy	Faculty, SBS	<p>In order to commit to learning about Diversity, Equity, Inclusion and Antiracism, I will continue to educate myself, and inform myself on the following topics and always practice acceptance to both myself and others.</p>	<p>As a past Diversity Rep for the Preschool I used to work at, I found that creating a space with diversity, equity, inclusion and antiracism involves educating people on the topics, followed by activities that encourage understanding, knowledge, and acceptance.</p>	
Erin Hiro	AMBA	Media Studies	Academic Integrity Taskforce	Faculty AMBA	<p>I will make sure that our work on academic integrity includes a variety of voices from both faculty and students. I will continue to keep equity and antiracism as a central focus at the top of every agenda.</p>	<p>I feel my three years at the Distance Education Coordinator puts me in a unique position to bring technology and instruction together to create a policy that is fair to faculty and students. I feel my background and 15 years of teaching experience allows me to create a new academic policy that is equitable and realistic but keeps Palomar's high standards. I would also be happy to be appointed to chair this committee.</p>	

Exhibit 3

February 13 2023										
Name	Division	Department	Committee	Position	How will you utilize an Equity and Antiracism lens in your work with this committee, or in what ways will you commit to learning about Diversity, Equity, Inclusion, and Antiracism and how will that influence your role on the committee?	What are the knowledge, skills, and abilities you will bring to this committee?	Given the core values of the EEDCC subcommittee, what would make you an effective member of EEDCC?	What would you do within your role on the EEDCC Subcommittee to stay current on matters of diversity, equity, inclusion, accessibility, and antiracism while engaging and inspiring others in this work?	What do you see as the biggest challenge(s) to advance diversity, equity, inclusion, accessibility, and antiracism at Palomar College? How could this subcommittee help the college address these challenges?	Action: Confirm
Gary Castaneda	SBS	EHPS	Educators for Equity, Diversity, and Cultural Consciousness Subcommittee (EEDCC)	Faculty at large (22-24)	I am Mexican American, and I include issues of diversity, equity, inclusion, and antiracism in my courses and would like to bring it to campus.	I teach Political Science and also Latin American History and Chicano Studies all of which give me insights into issues of diversity, equity, inclusion, and antiracism.	My personal lived experiences and academic studies.	Continue to do research for my course and discuss issues with my colleagues and other committee members.	Reactionary pressures from outside the college. Developing solid theoretical and empirical arguments countering those points of view.	

Exhibit 4

2/13/2023						
Name	Division	Department	Hiring Committee:	How will you utilize an Equity and Antiracism lens in your work with this committee, or in what ways will you commit to learning about Diversity, Equity, Inclusion, and Antiracism?	What are the knowledge, skills, and abilities you will bring to this committee?	Confirm
			VP Human Resource Services	4 (four) faculty members, to include at least one instructional faculty member and one from Student Services		
Lawrence Hamilton Lawson	L&L	ESL	VPHRS	The VPHRS has a huge impact on recruitment and hiring approaches. An equitable and antiracist focus, among other perspectives, is important for folks on this hiring committee because the committee needs to be able to decide if the VPHRS candidates are knowledgeable about what equity actually means, how recruitment strategies can be made to be more equitable, and how DEIAA focuses can legally be part of the recruitment and hiring process. While a VPHRS has a lot of necessary skills, it is essential any candidates being considered for this role at our college be understood, also, via their responses to DEIAA questions during the application/interview process. I have the lens and training to be effective at that task.	As the co-President of PFF, I interface with HR a lot. A lot. I am knowledgeable of HR processes, and I am quite familiar with issues that have been raised to me as concerns with several previous folks in this role at Palomar College. That institutional knowledge is an important lens through which to consider candidate responses, following process, during the application/interview process. I am also deeply familiar with the PCCO/PFF CBA, and I have extensive labor experience and negotiations experience. Given the VPHRS is entering a labor environment, it is essential to bring that skillset and understanding as an attribute to the VPHRS hiring committee. I am also committed to ongoing learning and reflection and evolution in regard to my DEIAA work and understandings. As well, I am a good communicator, I have a good relationship with folks across the various employment groups on campus, and I can speak up for important issues without diminishing others' perspectives.	
Wing Cheung	MSE	Earth, Space, and Environmental Sciences	VPHRS	Given the college's commitment to diversity, equity, inclusion, accessibility, and antiracism, it is critical that we hire a VPHRS who (1) shares the same vision, (2) is sensitive to the implicit biases that may be present during the recruitment, interview, and hiring process, and (3) has demonstrated experience or an action plan to combat these implicit biases. By participating in this hiring committee, I look forward to learning more about strategies that each candidate may propose in an effort to further the college's commitment to diversity, equity, inclusion, accessibility, and antiracism.	Over the years, I have served on many successful and unsuccessful hiring committees for faculty, classified, and administrative positions. Many of the "failed searches" were due to lack of qualified applicants or diversity in the applicant pools. I plan to rely on my experience to ensure that our next VPHRS has a sensible and actionable plan to improve our recruitment and hiring practices.	
Jenny Fererro	SBS	Child Development & Education	VPHRS	For this particular hiring committee, it is important to keep our contract at the forefront of faculty perspective, including the protections provided for DEIAA work. I would utilize the training I've participated in related to antibias hiring, HSI servingness, and antiracism to select candidates who would further Palomar's DEIAA work. I would also commit to listening to the other members on the committee to learn more about the lenses and perspectives they would bring to this hiring.	As the lead negotiator for PFF, I've worked closely with the VPHRS for the past six years. In this role, I have more contact than most faculty with the VPHRS, and after working with several past VPHRSs, I have a good idea of the skills, qualities, and attributes that are necessary for success in this position. I have served on past VPHRS hiring committees. I would be mindful of selecting candidates who demonstrate a willingness to further Palomar's work on DEIAA and who are not only well-versed in the law and HR policies but also flexible, creative, human, solution-oriented, and supportive of the needs of employees, including faculty.	
Nicole Au	SBS	Child Development	VPHRS	In order to commit to learning about Diversity, Equity, Inclusion and Antiracism, I will continue to educate myself, and inform myself on the following topics and always practice acceptance to both myself and others.	As a past Diversity Rep for the Preschool I used to work at, I found that creating a space with diversity, equity, inclusion and antiracism involves educating people on the topics, followed by activities that encourage understanding, knowledge, and acceptance.	
			VP Student Services	Four (4) faculty members, to include at least one from Student Services		Vote for 4 (four):
Daniel Straub	Student Services	DRC	VPSS	I view that it is extremely important for myself as a representative of the Disability Resource Center to be a part of this Hiring Committee for Vice President of Student Services. In my role as a Counselor in the D.R.C, much of my focus is around providing equitable services for my students, and allowing them to not only access their education but to feel included at Palomar College. Obviously my commitment goes beyond to Equity and Inclusion, but I am committed to serving the diverse population at Palomar College and being an ally to our students and an antiracist. I understand that cultural competence is not a finite place, and that cultural humility is an area that I constantly work towards and want to develop my skills in. I believe that including myself in this Hiring Committee would be of great benefit to our entire student population at Palomar College.	I believe I bring unique set of knowledge and skills to this committee. While being a new faculty member at Palomar with a new perspective, I still maintain much experience. I have been on hiring committees previously for Administrators as well as faculty. I have experience both with instruction and student services, and I work closely in my role as a Counselor for the D.R.C. from a variety of disciplines at Palomar. I meet with students daily to discuss the barriers they face at Palomar College, which includes items related to their disability and systemic barriers that are in place at Palomar as well as barriers outside of the institution that impacts their education. The conversations that occur in my counseling sessions, I believe really have helped me understand very quickly the needs of many of our students and help bring a student centered approach to my practices. From all of these experiences and understandings I have, I can assure you that I will be bringing a student-centered lens to this hiring committee.	
Alyssa Vafaei	Student Services	Disability Resource Center	VPSS	I will bring my equity and antiracism lens as a member of this hiring committee from creating interview questions to reviewing application materials and listening to interviewees with an open mind. My ongoing work with the DRC, and past work with EEDCC, have shaped my mind to always have equity and antiracism at the forefront of decision-making.	It is important to me that our hiring practices are removed of old ableist practices, and that we do not deter qualified disabled candidates from applying or continuing through the hiring process. I have no doubt the position with draw excellent candidates with extensive education and experience in DEI, but oftentimes the AA of our broader DEIAA work are missing, particularly regarding accessibility. I will bring my lens, which has been shaped by my work with the DRC and EEDCC and personal growth, to ensure all qualified candidates are provided an equal opportunity to demonstrate why they should be considered for the position.	
Gabriel Sanchez	Student Services	Counseling	VPSS	Open to increasing my self-awareness and continue to grow when it comes to issues related to Diversity, Equity, Inclusion, and Antiracism.	17 years experience working in Palomar Student Services and 25 years working in higher education serving students from diverse backgrounds. Student Services has been experiencing high turnover in leadership for some time; students deserve better and I would like to help improve this.	
Nicole Au	SBS	Child Development	VPSS	In order to commit to learning about Diversity, Equity, Inclusion and Antiracism, I will continue to educate myself, and inform myself on the following topics and always practice acceptance to both myself and others.	As a past Diversity Rep for the Preschool I used to work at, I found that creating a space with diversity, equity, inclusion and antiracism involves educating people on the topics, followed by activities that encourage understanding, knowledge, and acceptance.	
Meighan Ahmadi	Student Services	Counseling	VPSS	As a member of the hiring committee, I will utilize an equity and antiracism lens in all aspects of the hiring process. This includes reviewing job descriptions and qualifications to ensure they are inclusive and free of bias. Additionally, I will commit to ongoing learning about these issues by attending workshops, participating in professional development opportunities, and staying up to date on the latest research and best practices in this area. By prioritizing equity and antiracism in our hiring process, we can ensure that our organization is diverse and inclusive, which will ultimately lead to better decision-making and improved outcomes for all.	As a member of the hiring committee, I will bring a wealth of knowledge, skills, and abilities to the table. Firstly, I have experience in advocacy for diversity, equity, inclusion, and antiracism, which I have gained through my previous roles in organizations that prioritize these values. Second, as a firm advocate for students in both my classes and my counseling, and as an immigrant to this country, I am confident that I have a deep understanding of the impact of systemic inequalities and how to address them. Additionally, I have strong analytical and critical thinking skills that I will use to review job descriptions and qualifications to ensure that they are inclusive and free of bias. I am also skilled in communication and collaboration, which will be essential for working effectively with the other members of the hiring committee. Furthermore, I am committed to ongoing learning and professional development, which will enable me to stay up-to-date on the latest research and best practices in the area of diversity, equity, inclusion, and antiracism. Overall, I am confident that my knowledge, skills, and abilities will be a valuable asset to the hiring committee and will help to ensure that our organization is inclusive and equitable.	
Wendy Nelson	AMBA	Media Studies	VP SS	I am committed to using DEIAA principles in my classes and in the other work I am involved with on campus (faculty senate, curriculum, and guided pathways). I think the most important way that I will bring an equity and antiracism lens to this hiring committee is to start by taking an inventory of my own feelings to ensure that inherent biases do not influence my decisions throughout the hiring process. In addition, I will be student focused to ensure that we hire a candidate that will serve our students equitably.	During the last five years I have acted as the Guided Pathways Pillar 1 lead - clarifying the path. In this role I have discovered barriers and have worked on solutions with Student Services including enrollment, onboarding, degree/certificate maps and student success teams. I have also worked closely with our previous VPSS. Because of this experience, I feel like I can bring a unique perspective to this hiring committee. Over the last 23 years I have served on numerous hiring committees including faculty, administrative and VP positions and I will bring this experience and my commitment to diversity, equity, inclusion and antiracism to the hiring process.	

February 13 2023												
		Curriculum Committee			Vice President Human Resource Services Hiring Committee				Vice President Student Services Hiring Committee			
Senator LAST name	FIRST name	Curriculum [1 (TOP selection)]	Curriculum [2]	Curriculum [3 (3rd selection)]	VPHRS [1 (TOP selection)]	VPHRS [2]	VPHRS [3]	VPHRS [4 (4th selection)]	VPSS [1 (TOP selection)]	VPSS [2]	VPSS [3]	VPSS [4 (4th selection)]
Bagaglio	Melissa	Kelly Falcone	LeAnne Farmer	Nicole Au	Laurence Hamilton Lawson	Jenny Fererro	Wing Cheung	Nicole Au	Wendy Nelson	Daniel Straub	Mejghan Ahmadi	Gabriel Sanchez
Craft	Lacey											
Dalrymple	Will	Kelly Falcone	LeAnne Farmer	I choose none	Laurence Hamilton Lawson	Jenny Fererro	Wing Cheung	I choose none	Wendy Nelson	Daniel Straub	Mejghan Ahmadi	Gabriel Sanchez
Doyle Bauer	Alexandra											
Falcone	Kelly	Kelly Falcone	LeAnne Farmer	Nicole Au	Wing Cheung	Laurence Hamilton Lawson	Jenny Fererro	I choose none	Wendy Nelson	Daniel Straub	Mejghan Ahmadi	Gabriel Sanchez
Faulkner	Molly	Kelly Falcone	LeAnne Farmer	Nicole Au	Jenny Fererro	Laurence Hamilton Lawson	Wing Cheung	Nicole Au	Wendy Nelson	Daniel Straub	Mejghan Ahmadi	Gabriel Sanchez
Fererro	Jenny	Kelly Falcone	LeAnne Farmer	Nicole Au	Laurence Hamilton Lawson	Jenny Fererro	Wing Cheung	I choose none	Wendy Nelson	Daniel Straub	Mejghan Ahmadi	I choose none
Hathaway	Shelbi											
Hiro	Erin	Kelly Falcone	LeAnne Farmer	Nicole Au	Laurence Hamilton Lawson	Jenny Fererro	Wing Cheung	Nicole Au	Wendy Nelson	Daniel Straub	Mejghan Ahmadi	Gabriel Sanchez
Jarvinen	Jason	Kelly Falcone	LeAnne Farmer	Nicole Au	Jenny Fererro	Laurence Hamilton Lawson	Wing Cheung	Nicole Au	Wendy Nelson	Daniel Straub	Mejghan Ahmadi	Gabriel Sanchez
Lawson	Lawrence	Kelly Falcone	LeAnne Farmer	Nicole Au	Laurence Hamilton Lawson	Jenny Fererro	Wing Cheung	I choose none	Daniel Straub	Wendy Nelson	Gabriel Sanchez	Mejghan Ahmadi
Marshall	Leigh											
Maunu	Leanne	LeAnne Farmer	Kelly Falcone	I choose none	Laurence Hamilton Lawson	Jenny Fererro	Wing Cheung	Nicole Au	Gabriel Sanchez	Daniel Straub	Mejghan Ahmadi	Nicole Au
Mudgett	Ben	Kelly Falcone	LeAnne Farmer	Nicole Au	Jenny Fererro	Laurence Hamilton Lawson	Wing Cheung	I choose none	Wendy Nelson	Daniel Straub	Gabriel Sanchez	Mejghan Ahmadi
Mufson	Michael	Kelly Falcone	Nicole Au	LeAnne Farmer	Jenny Fererro	Laurence Hamilton Lawson	Wing Cheung	Nicole Au	Wendy Nelson	Daniel Straub	Gabriel Sanchez	Mejghan Ahmadi
Nelson	Scott	LeAnne Farmer	Kelly Falcone	Nicole Au	Jenny Fererro	Laurence Hamilton Lawson	Wing Cheung	I choose none	Wendy Nelson	Daniel Straub	Mejghan Ahmadi	Gabriel Sanchez
Nelson	Wendy	Kelly Falcone	LeAnne Farmer	Nicole Au	Jenny Fererro	Laurence Hamilton Lawson	Wing Cheung	Nicole Au	Wendy Nelson	Daniel Straub	Gabriel Sanchez	Mejghan Ahmadi
Pearson	Elizabeth	Kelly Falcone	LeAnne Farmer	Nicole Au	Wing Cheung	Jenny Fererro	Laurence Hamilton Lawson	Nicole Au	Daniel Straub	Wendy Nelson	Gabriel Sanchez	Mejghan Ahmadi
Siminski	Nicole	Kelly Falcone	LeAnne Farmer	Nicole Au	Laurence Hamilton Lawson	Jenny Fererro	Wing Cheung	Nicole Au	Wendy Nelson	Daniel Straub	Mejghan Ahmadi	Gabriel Sanchez
Vafaei	Alyssa	Kelly Falcone	LeAnne Farmer	Nicole Au	Laurence Hamilton Lawson	Jenny Fererro	Wing Cheung	I choose none	Daniel Straub	Wendy Nelson	Mejghan Ahmadi	Gabriel Sanchez
Villa Fernandez de Castro	Elena	LeAnne Farmer	I choose none	I choose none	Laurence Hamilton Lawson	Jenny Fererro	Wing Cheung	I choose none	Daniel Straub	Wendy Nelson	Gabriel Sanchez	Mejghan Ahmadi
Williams	Edwina	Kelly Falcone	LeAnne Farmer	Nicole Au	Laurence Hamilton Lawson	Jenny Fererro	Wing Cheung	Nicole Au	Wendy Nelson	Mejghan Ahmadi	Daniel Straub	Nicole Au
Zavodny	Anastasia	Kelly Falcone	LeAnne Farmer	Nicole Au	Laurence Hamilton Lawson	Jenny Fererro	Wing Cheung	Nicole Au	Wendy Nelson	Daniel Straub	Mejghan Ahmadi	Nicole Au
(ASG) De La Cruz	Kimberly	Kelly Falcone	LeAnne Farmer	I choose none	Laurence Hamilton Lawson	Jenny Fererro	Wing Cheung	Wing Cheung	Wendy Nelson	Daniel Straub	Mejghan Ahmadi	I choose none

Our Community Agreements

Many organizations, groups, classrooms, and other bodies adopt a set of “community agreements” as a framework for how members and attendees will interact with each other. The National Equity Project defines community agreements thusly: “A consensus on what every person in our group needs from each other and commits to each other in order to feel safe, supported, open, productive and trusting so that we can do our best work, achieve our common vision, and serve our constituents well.” In this spirit, the Faculty Senate has adopted a set of community agreements to support all of the work we do. These agreements are meant to be a living document to be revisited and amended according to the will of the Senate’s always changing membership. This list is also intended to support the actions of the Faculty Senate antiracism statement and is designed to foster brave discussion around the diversity, equity, and inclusion work—including antiracism—that is underway at Palomar College. The Community Agreements below were adopted by the Faculty Senate on 3/15/21.

We agree to:

- Be visible and stay engaged**
- Commit to open, honest conversation**
- Listen respectfully and actively to learn and to understand others’ views**
- Share airtime and be conscious of time**
- Lean into discomfort and be brave**
- Critique ideas, not people**
- Consider our own identities and make no assumptions**
- Not ask individuals to speak for their (perceived) social group**
- Actively combat racism, discrimination, and microaggressions**
- Act in solidarity with marginalized communities**

If the Community Agreement is violated the Senate may take a five-minute break to regroup.

Revise AP5500 and AP5520 – Workgroup overview (1/13/23)

Problems to address:

- Faculty have expressed challenges in understanding how the student code of conduct applies to the academic setting (classroom) especially when it deals with student behavior in the classroom (F2F or online).
 - Review/Revise [Palomar AP 5500](#) to more clearly identify the areas of the student code of conduct that align with instruction.
- Faculty have expressed challenges in understanding the process for addressing challenges with student behavior in a timely manner.
 - Review/Revise [Palomar AP 5520](#) to ensure it clearly explains a user-friendly and timely process for addressing student behavior problems in the classroom (consider classroom modalities)

Goals of this work:

- Ensure both Faculty and Students can easily see and understand the expectations for student conduct/behavior in the instructional setting and which behaviors lead to discipline
- Ensure the process for reporting concerning behavior is easy to use, timely, and ensures consistent ongoing feedback.

Moving Forward- Goals:

- 5500 – Use examples from El Camino College and New Haven College – update language with categories and examples, more specific
- Student expectations – document for students
- 5520 - Create language/directions to help faculty understand how to report concerning behavior and steps (early if possible).



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AB-2449 Open meetings: local agencies: teleconferences. (2021-2022)

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Date Published: 09/14/2022 09:00 PM

Assembly Bill No. 2449

CHAPTER 285

An act to amend, repeal, and add Sections 54953 and 54954.2 of the Government Code, relating to local government.

[Approved by Governor September 13, 2022. Filed with Secretary of State September 13, 2022.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2449, Blanca Rubio. Open meetings: local agencies: teleconferences.

Existing law, the Ralph M. Brown Act, requires, with specified exceptions, that all meetings of a legislative body of a local agency, as those terms are defined, be open and public and that all persons be permitted to attend and

participate. The act generally requires posting an agenda at least 72 hours before a regular meeting that contains a brief general description of each item of business to be transacted or discussed at the meeting, and prohibits any action or discussion from being undertaken on any item not appearing on the posted agenda. The act authorizes a legislative body to take action on items of business not appearing on the posted agenda under specified conditions. The act contains specified provisions regarding providing for the ability of the public to observe and provide comment. The act allows for meetings to occur via teleconferencing subject to certain requirements, particularly that the legislative body notice each teleconference location of each member that will be participating in the public meeting, that each teleconference location be accessible to the public, that members of the public be allowed to address the legislative body at each teleconference location, that the legislative body post an agenda at each teleconference location, and that at least a quorum of the legislative body participate from locations within the boundaries of the local agency's jurisdiction. The act provides an exemption to the jurisdictional requirement for health authorities, as defined.

Existing law, until January 1, 2024, authorizes a local agency to use teleconferencing without complying with those specified teleconferencing requirements in specified circumstances when a declared state of emergency is in effect, or in other situations related to public health.

This bill would revise and recast those teleconferencing provisions and, until January 1, 2026, would authorize a local agency to use teleconferencing without complying with the teleconferencing requirements that each teleconference location be identified in the notice and agenda and that each teleconference location be accessible to the public if at least a quorum of the members of the legislative body participates in person from a singular physical location clearly identified on the agenda that is open to the public and situated within the local agency's jurisdiction. Under this exception, the bill would authorize a member to participate remotely under specified circumstances, including participating remotely for just cause or due to emergency circumstances. The emergency circumstances basis for remote participation would be contingent on a request to, and action by, the legislative body, as prescribed. The bill, until January 1, 2026, would authorize a legislative body to consider and take action on a request from a member to participate in a meeting remotely due to emergency circumstances if the request does not allow sufficient time to place the proposed action on the posted agenda for the meeting for which the request is made. The bill would define terms for purposes of these teleconferencing provisions.

This bill would impose prescribed requirements for this exception relating to notice, agendas, the means and manner of access, and procedures for disruptions. The bill would require the legislative body to implement a procedure for receiving and swiftly resolving requests for reasonable accommodation for individuals with disabilities, consistent with federal law.

Existing constitutional provisions require that a statute that limits the right of access to the meetings of public bodies or the writings of public officials and agencies be adopted with findings demonstrating the interest protected by the limitation and the need for protecting that interest.

This bill would make legislative findings to that effect.

The California Constitution requires local agencies, for the purpose of ensuring public access to the meetings of public bodies and the writings of public officials and agencies, to comply with a statutory enactment that amends or enacts laws relating to public records or open meetings and contains findings demonstrating that the enactment furthers the constitutional requirements relating to this purpose.

This bill would make legislative findings to that effect.

Vote: majority Appropriation: no Fiscal Committee: no Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 54953 of the Government Code, as amended by Section 3 of Chapter 165 of the Statutes of 2021, is amended to read:

54953. (a) All meetings of the legislative body of a local agency shall be open and public, and all persons shall be permitted to attend any meeting of the legislative body of a local agency, except as otherwise provided in this chapter.

(b) (1) Notwithstanding any other provision of law, the legislative body of a local agency may use teleconferencing for the benefit of the public and the legislative body of a local agency in connection with any meeting or proceeding authorized by law. The teleconferenced meeting or proceeding shall comply with all otherwise applicable requirements of this chapter and all otherwise applicable provisions of law relating to a specific type of meeting or proceeding.

(2) Teleconferencing, as authorized by this section, may be used for all purposes in connection with any meeting within the subject matter jurisdiction of the legislative body. If the legislative body of a local agency elects to use teleconferencing, the legislative body of a local agency shall comply with all of the following:

(A) All votes taken during a teleconferenced meeting shall be by rollcall.

(B) The teleconferenced meetings shall be conducted in a manner that protects the statutory and constitutional rights of the parties or the public appearing before the legislative body of a local agency.

(C) The legislative body shall give notice of the meeting and post agendas as otherwise required by this chapter.

(D) The legislative body shall allow members of the public to access the meeting and the agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3.

(3) If the legislative body of a local agency elects to use teleconferencing, it shall post agendas at all teleconference locations. Each teleconference location shall be identified in the notice and agenda of the meeting or proceeding, and each teleconference location shall be accessible to the public. During the teleconference, at least a quorum of the members of the legislative body shall participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction, except as provided in subdivisions (d) and (e).

(c) (1) No legislative body shall take action by secret ballot, whether preliminary or final.

(2) The legislative body of a local agency shall publicly report any action taken and the vote or abstention on that action of each member present for the action.

(3) Prior to taking final action, the legislative body shall orally report a summary of a recommendation for a final action on the salaries, salary schedules, or compensation paid in the form of fringe benefits of a local agency executive, as defined in subdivision (d) of Section 3511.1, during the open meeting in which the final action is to be taken. This paragraph shall not affect the public's right under the California Public Records Act (Division 10 (commencing with Section 7920.000) of Title 1) to inspect or copy records created or received in the process of developing the recommendation.

(d) (1) Notwithstanding the provisions relating to a quorum in paragraph (3) of subdivision (b), if a health authority conducts a teleconference meeting, members who are outside the jurisdiction of the authority may be counted toward the establishment of a quorum when participating in the teleconference if at least 50 percent of the number of members that would establish a quorum are present within the boundaries of the territory over which the authority exercises jurisdiction, and the health authority provides a teleconference number, and associated access codes, if any, that allows any person to call in to participate in the meeting and the number and access codes are identified in the notice and agenda of the meeting.

(2) Nothing in this subdivision shall be construed as discouraging health authority members from regularly meeting at a common physical site within the jurisdiction of the authority or from using teleconference locations within or near the jurisdiction of the authority. A teleconference meeting for which a quorum is established pursuant to this subdivision shall be subject to all other requirements of this section.

(3) For purposes of this subdivision, a health authority means any entity created pursuant to Sections 14018.7, 14087.31, 14087.35, 14087.36, 14087.38, and 14087.9605 of the Welfare and Institutions Code, any joint powers authority created pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 for the purpose of contracting pursuant to Section 14087.3 of the Welfare and Institutions Code, and any advisory committee to a county-sponsored health plan licensed pursuant to Chapter 2.2 (commencing with Section 1340) of Division 2 of the Health and Safety Code if the advisory committee has 12 or more members.

(e) (1) The legislative body of a local agency may use teleconferencing without complying with the requirements of paragraph (3) of subdivision (b) if the legislative body complies with the requirements of paragraph (2) of this subdivision in any of the following circumstances:

(A) The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing.

(B) The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

(C) The legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote, pursuant to subparagraph (B), that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

(2) A legislative body that holds a meeting pursuant to this subdivision shall do all of the following:

(A) In each instance in which notice of the time of the teleconferenced meeting is otherwise given or the agenda for the meeting is otherwise posted, the legislative body shall also give notice of the means by which members of the public may access the meeting and offer public comment. The agenda shall identify and include an opportunity for all persons to attend via a call-in option or an internet-based service option.

(B) In the event of a disruption that prevents the legislative body from broadcasting the meeting to members of the public using the call-in option or internet-based service option, or in the event of a

disruption within the local agency's control that prevents members of the public from offering public comments using the call-in option or internet-based service option, the legislative body shall take no further action on items appearing on the meeting agenda until public access to the meeting via the call-in option or internet-based service option is restored. Actions taken on agenda items during a disruption that prevents the legislative body from broadcasting the meeting may be challenged pursuant to Section 54960.1.

(C) The legislative body shall not require public comments to be submitted in advance of the meeting and must provide an opportunity for the public to address the legislative body and offer comment in real time.

(D) Notwithstanding Section 54953.3, an individual desiring to provide public comment through the use of an internet website, or other online platform, not under the control of the local legislative body, that requires registration to log in to a teleconference may be required to register as required by the third-party internet website or online platform to participate.

(E) (i) A legislative body that provides a timed public comment period for each agenda item shall not close the public comment period for the agenda item, or the opportunity to register, pursuant to subparagraph (F), to provide public comment until that timed public comment period has elapsed.

(ii) A legislative body that does not provide a timed public comment period, but takes public comment separately on each agenda item, shall allow a reasonable amount of time per agenda item to allow public members the opportunity to provide public comment, including time for members of the public to register pursuant to subparagraph (F), or otherwise be recognized for the purpose of providing public comment.

(iii) A legislative body that provides a timed general public comment period that does not correspond to a specific agenda item shall not close the public comment period or the opportunity to register, pursuant to subparagraph (F), until the timed general public comment period has elapsed.

(3) If a state of emergency remains active, or state or local officials have imposed or recommended measures to promote social distancing, in order to continue to teleconference without compliance with paragraph (3) of subdivision (b), the legislative body shall, not later than 30 days after teleconferencing for the first time pursuant to subparagraph (A), (B), or (C) of paragraph (1), and every 30 days thereafter, make the following findings by majority vote:

(A) The legislative body has reconsidered the circumstances of the state of emergency.

(B) Any of the following circumstances exist:

- (i) The state of emergency continues to directly impact the ability of the members to meet safely in person.
- (ii) State or local officials continue to impose or recommend measures to promote social distancing.

(4) This subdivision shall not be construed to require the legislative body to provide a physical location from which the public may attend or comment.

(f) (1) The legislative body of a local agency may use teleconferencing without complying with paragraph (3) of subdivision (b) if, during the teleconference meeting, at least a quorum of the members of the legislative body participates in person from a singular physical location clearly identified on the agenda, which location shall be open to the public and situated within the boundaries of the territory over which the local agency exercises jurisdiction and the legislative body complies with all of the following:

(A) The legislative body shall provide at least one of the following as a means by which the public may remotely hear and visually observe the meeting, and remotely address the legislative body:

- (i) A two-way audiovisual platform.
- (ii) A two-way telephonic service and a live webcasting of the meeting.

(B) In each instance in which notice of the time of the teleconferenced meeting is otherwise given or the agenda for the meeting is otherwise posted, the legislative body shall also give notice of the means by which members of the public may access the meeting and offer public comment.

(C) The agenda shall identify and include an opportunity for all persons to attend and address the legislative body directly pursuant to Section 54954.3 via a call-in option, via an internet-based service option, and at the in-person location of the meeting.

(D) In the event of a disruption that prevents the legislative body from broadcasting the meeting to members of the public using the call-in option or internet-based service option, or in the event of a disruption within the local agency's control that prevents members of the public from offering public comments using the call-in option or internet-based service option, the legislative body shall take no further action on items appearing on the meeting agenda until public access to the meeting via the call-in option or

internet-based service option is restored. Actions taken on agenda items during a disruption that prevents the legislative body from broadcasting the meeting may be challenged pursuant to Section 54960.1.

(E) The legislative body shall not require public comments to be submitted in advance of the meeting and must provide an opportunity for the public to address the legislative body and offer comment in real time.

(F) Notwithstanding Section 54953.3, an individual desiring to provide public comment through the use of an internet website, or other online platform, not under the control of the local legislative body, that requires registration to log in to a teleconference may be required to register as required by the third-party internet website or online platform to participate.

(2) A member of the legislative body shall only participate in the meeting remotely pursuant to this subdivision, if all of the following requirements are met:

(A) One of the following circumstances applies:

(i) The member notifies the legislative body at the earliest opportunity possible, including at the start of a regular meeting, of their need to participate remotely for just cause, including a general description of the circumstances relating to their need to appear remotely at the given meeting. The provisions of this clause shall not be used by any member of the legislative body for more than two meetings per calendar year.

(ii) The member requests the legislative body to allow them to participate in the meeting remotely due to emergency circumstances and the legislative body takes action to approve the request. The legislative body shall request a general description of the circumstances relating to their need to appear remotely at the given meeting. A general description of an item generally need not exceed 20 words and shall not require the member to disclose any medical diagnosis or disability, or any personal medical information that is already exempt under existing law, such as the Confidentiality of Medical Information Act (Chapter 1 (commencing with Section 56) of Part 2.6 of Division 1 of the Civil Code). For the purposes of this clause, the following requirements apply:

(I) A member shall make a request to participate remotely at a meeting pursuant to this clause as soon as possible. The member shall make a separate request for each meeting in which they seek to participate remotely.

(II) The legislative body may take action on a request to participate remotely at the earliest opportunity. If the request does not allow sufficient time to place proposed action on such a request on the posted agenda for the meeting for which the request is made, the legislative body may take action at the beginning of the meeting in accordance with paragraph (4) of subdivision (b) of Section 54954.2.

(B) The member shall publicly disclose at the meeting before any action is taken, whether any other individuals 18 years of age or older are present in the room at the remote location with the member, and the general nature of the member's relationship with any such individuals.

(C) The member shall participate through both audio and visual technology.

(3) The provisions of this subdivision shall not serve as a means for any member of a legislative body to participate in meetings of the legislative body solely by teleconference from a remote location for a period of more than three consecutive months or 20 percent of the regular meetings for the local agency within a calendar year, or more than two meetings if the legislative body regularly meets fewer than 10 times per calendar year.

(g) The legislative body shall have and implement a procedure for receiving and swiftly resolving requests for reasonable accommodation for individuals with disabilities, consistent with the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and resolving any doubt in favor of accessibility. In each instance in which notice of the time of the meeting is otherwise given or the agenda for the meeting is otherwise posted, the legislative body shall also give notice of the procedure for receiving and resolving requests for accommodation.

(h) The legislative body shall conduct meetings subject to this chapter consistent with applicable civil rights and nondiscrimination laws.

(i) (1) Nothing in this section shall prohibit a legislative body from providing the public with additional teleconference locations.

(2) Nothing in this section shall prohibit a legislative body from providing members of the public with additional physical locations in which the public may observe and address the legislative body by electronic means.

(j) For the purposes of this section, the following definitions shall apply:

(1) "Emergency circumstances" means a physical or family medical emergency that prevents a member from attending in person.

(2) "Just cause" means any of the following:

(A) A childcare or caregiving need of a child, parent, grandparent, grandchild, sibling, spouse, or domestic partner that requires them to participate remotely. "Child," "parent," "grandparent," "grandchild," and "sibling" have the same meaning as those terms do in Section 12945.2.

(B) A contagious illness that prevents a member from attending in person.

(C) A need related to a physical or mental disability as defined in Sections 12926 and 12926.1 not otherwise accommodated by subdivision (g).

(D) Travel while on official business of the legislative body or another state or local agency.

(3) "Remote location" means a location from which a member of a legislative body participates in a meeting pursuant to subdivision (f), other than any physical meeting location designated in the notice of the meeting. Remote locations need not be accessible to the public.

(4) "Remote participation" means participation in a meeting by teleconference at a location other than any physical meeting location designated in the notice of the meeting. Watching or listening to a meeting via webcasting or another similar electronic medium that does not permit members to interactively hear, discuss, or deliberate on matters, does not constitute remote participation.

(5) "State of emergency" means a state of emergency proclaimed pursuant to Section 8625 of the California Emergency Services Act (Article 1 (commencing with Section 8550) of Chapter 7 of Division 1 of Title 2).

(6) "Teleconference" means a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both.

(7) "Two-way audiovisual platform" means an online platform that provides participants with the ability to participate in a meeting via both an interactive video conference and a two-way telephonic function.

(8) "Two-way telephonic service" means a telephone service that does not require internet access, is not provided as part of a two-way audiovisual platform, and allows participants to dial a telephone number to listen and verbally participate.

(9) "Webcasting" means a streaming video broadcast online or on television, using streaming media technology to distribute a single content source to many simultaneous listeners and viewers.

(k) This section shall remain in effect only until January 1, 2024, and as of that date is repealed.

SEC. 2. Section 54953 of the Government Code, as added by Section 4 of Chapter 165 of the Statutes of 2021, is amended to read:

54953. (a) All meetings of the legislative body of a local agency shall be open and public, and all persons shall be permitted to attend any meeting of the legislative body of a local agency, except as otherwise provided in this chapter.

(b) (1) Notwithstanding any other provision of law, the legislative body of a local agency may use teleconferencing for the benefit of the public and the legislative body of a local agency in connection with any meeting or proceeding authorized by law. The teleconferenced meeting or proceeding shall comply with all otherwise applicable requirements of this chapter and all otherwise applicable provisions of law relating to a specific type of meeting or proceeding.

(2) Teleconferencing, as authorized by this section, may be used for all purposes in connection with any meeting within the subject matter jurisdiction of the legislative body. If the legislative body of a local agency elects to use teleconferencing, the legislative body of a local agency shall comply with all of the following:

(A) All votes taken during a teleconferenced meeting shall be by rollcall.

(B) The teleconferenced meetings shall be conducted in a manner that protects the statutory and constitutional rights of the parties or the public appearing before the legislative body of a local agency.

(C) The legislative body shall give notice of the meeting and post agendas as otherwise required by this chapter.

(D) The legislative body shall allow members of the public to access the meeting and the agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3.

(3) If the legislative body of a local agency elects to use teleconferencing, it shall post agendas at all teleconference locations. Each teleconference location shall be identified in the notice and agenda of the meeting or proceeding, and each teleconference location shall be accessible to the public. During the teleconference, at least a quorum of the members of the legislative body shall participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction, except as provided in subdivision (d).

(c) (1) No legislative body shall take action by secret ballot, whether preliminary or final.

(2) The legislative body of a local agency shall publicly report any action taken and the vote or abstention on that action of each member present for the action.

(3) Prior to taking final action, the legislative body shall orally report a summary of a recommendation for a final action on the salaries, salary schedules, or compensation paid in the form of fringe benefits of a local agency executive, as defined in subdivision (d) of Section 3511.1, during the open meeting in which the final action is to be taken. This paragraph shall not affect the public's right under the California Public Records Act (Division 10 (commencing with Section 7920.000) of Title 1) to inspect or copy records created or received in the process of developing the recommendation.

(d) (1) Notwithstanding the provisions relating to a quorum in paragraph (3) of subdivision (b), if a health authority conducts a teleconference meeting, members who are outside the jurisdiction of the authority may be counted toward the establishment of a quorum when participating in the teleconference if at least 50 percent of the number of members that would establish a quorum are present within the boundaries of the territory over which the authority exercises jurisdiction, and the health authority provides a teleconference number, and associated access codes, if any, that allows any person to call in to participate in the meeting and the number and access codes are identified in the notice and agenda of the meeting.

(2) Nothing in this subdivision shall be construed as discouraging health authority members from regularly meeting at a common physical site within the jurisdiction of the authority or from using teleconference locations within or near the jurisdiction of the authority. A teleconference meeting for which a quorum is established pursuant to this subdivision shall be subject to all other requirements of this section.

(3) For purposes of this subdivision, a health authority means any entity created pursuant to Sections 14018.7, 14087.31, 14087.35, 14087.36, 14087.38, and 14087.9605 of the Welfare and Institutions Code, any joint powers authority created pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 for the purpose of contracting pursuant to Section 14087.3 of the Welfare and Institutions Code, and any advisory committee to a county-sponsored health plan licensed pursuant to Chapter 2.2 (commencing with Section 1340) of Division 2 of the Health and Safety Code if the advisory committee has 12 or more members.

(e) (1) The legislative body of a local agency may use teleconferencing without complying with paragraph (3) of subdivision (b) if, during the teleconference meeting, at least a quorum of the members of the legislative body participates in person from a singular physical location clearly identified on the agenda, which location shall be

open to the public and situated within the boundaries of the territory over which the local agency exercises jurisdiction and the legislative body complies with all of the following:

(A) The legislative body shall provide at least one of the following as a means by which the public may remotely hear and visually observe the meeting, and remotely address the legislative body:

(i) A two-way audiovisual platform.

(ii) A two-way telephonic service and a live webcasting of the meeting.

(B) In each instance in which notice of the time of the teleconferenced meeting is otherwise given or the agenda for the meeting is otherwise posted, the legislative body shall also give notice of the means by which members of the public may access the meeting and offer public comment.

(C) The agenda shall identify and include an opportunity for all persons to attend and address the legislative body directly pursuant to Section 54954.3 via a call-in option, via an internet-based service option, and at the in-person location of the meeting.

(D) In the event of a disruption that prevents the legislative body from broadcasting the meeting to members of the public using the call-in option or internet-based service option, or in the event of a disruption within the local agency's control that prevents members of the public from offering public comments using the call-in option or internet-based service option, the legislative body shall take no further action on items appearing on the meeting agenda until public access to the meeting via the call-in option or internet-based service option is restored. Actions taken on agenda items during a disruption that prevents the legislative body from broadcasting the meeting may be challenged pursuant to Section 54960.1.

(E) The legislative body shall not require public comments to be submitted in advance of the meeting and must provide an opportunity for the public to address the legislative body and offer comment in real time.

(F) Notwithstanding Section 54953.3, an individual desiring to provide public comment through the use of an internet website, or other online platform, not under the control of the local legislative body, that requires registration to log in to a teleconference may be required to register as required by the third-party internet website or online platform to participate.

(2) A member of the legislative body shall only participate in the meeting remotely pursuant to this subdivision, if all of the following requirements are met:

(A) One of the following circumstances applies:

(i) The member notifies the legislative body at the earliest opportunity possible, including at the start of a regular meeting, of their need to participate remotely for just cause, including a general description of the circumstances relating to their need to appear remotely at the given meeting. The provisions of this clause shall not be used by any member of the legislative body for more than two meetings per calendar year.

(ii) The member requests the legislative body to allow them to participate in the meeting remotely due to emergency circumstances and the legislative body takes action to approve the request. The legislative body shall request a general description of the circumstances relating to their need to appear remotely at the given meeting. A general description of an item generally need not exceed 20 words and shall not require the member to disclose any medical diagnosis or disability, or any personal medical information that is already exempt under existing law, such as the Confidentiality of Medical Information Act (Chapter 1 (commencing with Section 56) of Part 2.6 of Division 1 of the Civil Code). For the purposes of this clause, the following requirements apply:

(I) A member shall make a request to participate remotely at a meeting pursuant to this clause as soon as possible. The member shall make a separate request for each meeting in which they seek to participate remotely.

(II) The legislative body may take action on a request to participate remotely at the earliest opportunity. If the request does not allow sufficient time to place proposed action on such a request on the posted agenda for the meeting for which the request is made, the legislative body may take action at the beginning of the meeting in accordance with paragraph (4) of subdivision (b) of Section 54954.2.

(B) The member shall publicly disclose at the meeting before any action is taken whether any other individuals 18 years of age or older are present in the room at the remote location with the member, and the general nature of the member's relationship with any such individuals.

(C) The member shall participate through both audio and visual technology.

(3) The provisions of this subdivision shall not serve as a means for any member of a legislative body to participate in meetings of the legislative body solely by teleconference from a remote location for a period of more than three consecutive months or 20 percent of the regular meetings for the local agency within a

calendar year, or more than two meetings if the legislative body regularly meets fewer than 10 times per calendar year.

(f) The legislative body shall have and implement a procedure for receiving and swiftly resolving requests for reasonable accommodation for individuals with disabilities, consistent with the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and resolving any doubt in favor of accessibility. In each instance in which notice of the time of the meeting is otherwise given or the agenda for the meeting is otherwise posted, the legislative body shall also give notice of the procedure for receiving and resolving requests for accommodation.

(g) The legislative body shall conduct meetings subject to this chapter consistent with applicable civil rights and nondiscrimination laws.

(h) (1) Nothing in this section shall prohibit a legislative body from providing the public with additional teleconference locations.

(2) Nothing in this section shall prohibit a legislative body from providing members of the public with additional physical locations in which the public may observe and address the legislative body by electronic means.

(i) For the purposes of this section, the following definitions shall apply:

(1) "Emergency circumstances" means a physical or family medical emergency that prevents a member from attending in person.

(2) "Just cause" means any of the following:

(A) A childcare or caregiving need of a child, parent, grandparent, grandchild, sibling, spouse, or domestic partner that requires them to participate remotely. "Child," "parent," "grandparent," "grandchild," and "sibling" have the same meaning as those terms do in Section 12945.2.

(B) A contagious illness that prevents a member from attending in person.

(C) A need related to a physical or mental disability as defined in Sections 12926 and 12926.1 not otherwise accommodated by subdivision (f).

(D) Travel while on official business of the legislative body or another state or local agency.

(3) "Remote location" means a location from which a member of a legislative body participates in a meeting pursuant to subdivision (e), other than any physical meeting location designated in the notice of the meeting.

Remote locations need not be accessible to the public.

(4) "Remote participation" means participation in a meeting by teleconference at a location other than any physical meeting location designated in the notice of the meeting. Watching or listening to a meeting via webcasting or another similar electronic medium that does not permit members to interactively hear, discuss, or deliberate on matters, does not constitute remote participation.

(5) "Teleconference" means a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both.

(6) "Two-way audiovisual platform" means an online platform that provides participants with the ability to participate in a meeting via both an interactive video conference and a two-way telephonic function.

(7) "Two-way telephonic service" means a telephone service that does not require internet access, is not provided as part of a two-way audiovisual platform, and allows participants to dial a telephone number to listen and verbally participate.

(8) "Webcasting" means a streaming video broadcast online or on television, using streaming media technology to distribute a single content source to many simultaneous listeners and viewers.

(j) This section shall become operative January 1, 2024, shall remain in effect only until January 1, 2026, and as of that date is repealed.

SEC. 3. Section 54953 is added to the Government Code, to read:

54953. (a) All meetings of the legislative body of a local agency shall be open and public, and all persons shall be permitted to attend any meeting of the legislative body of a local agency, except as otherwise provided in this chapter.

(b) (1) Notwithstanding any other provision of law, the legislative body of a local agency may use teleconferencing for the benefit of the public and the legislative body of a local agency in connection with any meeting or proceeding authorized by law. The teleconferenced meeting or proceeding shall comply with all requirements of this chapter and all otherwise applicable provisions of law relating to a specific type of meeting or proceeding.

(2) Teleconferencing, as authorized by this section, may be used for all purposes in connection with any meeting within the subject matter jurisdiction of the legislative body. All votes taken during a teleconferenced

meeting shall be by rollcall.

(3) If the legislative body of a local agency elects to use teleconferencing, it shall post agendas at all teleconference locations and conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties or the public appearing before the legislative body of a local agency. Each teleconference location shall be identified in the notice and agenda of the meeting or proceeding, and each teleconference location shall be accessible to the public. During the teleconference, at least a quorum of the members of the legislative body shall participate from locations within the boundaries of the territory over which the local agency exercises jurisdiction, except as provided in subdivision (d). The agenda shall provide an opportunity for members of the public to address the legislative body directly pursuant to Section 54954.3 at each teleconference location.

(4) For the purposes of this section, "teleconference" means a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both. Nothing in this section shall prohibit a local agency from providing the public with additional teleconference locations.

(c) (1) No legislative body shall take action by secret ballot, whether preliminary or final.

(2) The legislative body of a local agency shall publicly report any action taken and the vote or abstention on that action of each member present for the action.

(3) Prior to taking final action, the legislative body shall orally report a summary of a recommendation for a final action on the salaries, salary schedules, or compensation paid in the form of fringe benefits of a local agency executive, as defined in subdivision (d) of Section 3511.1, during the open meeting in which the final action is to be taken. This paragraph shall not affect the public's right under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1) to inspect or copy records created or received in the process of developing the recommendation.

(d) (1) Notwithstanding the provisions relating to a quorum in paragraph (3) of subdivision (b), if a health authority conducts a teleconference meeting, members who are outside the jurisdiction of the authority may be counted toward the establishment of a quorum when participating in the teleconference if at least 50 percent of the number of members that would establish a quorum are present within the boundaries of the territory over which the authority exercises jurisdiction, and the health authority provides a teleconference number, and associated access codes, if any, that allows any person to call in to participate in the meeting and the number and access codes are identified in the notice and agenda of the meeting.

(2) Nothing in this subdivision shall be construed as discouraging health authority members from regularly meeting at a common physical site within the jurisdiction of the authority or from using teleconference locations within or near the jurisdiction of the authority. A teleconference meeting for which a quorum is established pursuant to this subdivision shall be subject to all other requirements of this section.

(3) For purposes of this subdivision, a health authority means any entity created pursuant to Sections 14018.7, 14087.31, 14087.35, 14087.36, 14087.38, and 14087.9605 of the Welfare and Institutions Code, any joint powers authority created pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 for the purpose of contracting pursuant to Section 14087.3 of the Welfare and Institutions Code, and any advisory committee to a county-sponsored health plan licensed pursuant to Chapter 2.2 (commencing with Section 1340) of Division 2 of the Health and Safety Code if the advisory committee has 12 or more members.

(e) This section shall become operative January 1, 2026.

SEC. 4. Section 54954.2 of the Government Code is amended to read:

54954.2. (a) (1) At least 72 hours before a regular meeting, the legislative body of the local agency, or its designee, shall post an agenda containing a brief general description of each item of business to be transacted or discussed at the meeting, including items to be discussed in closed session. A brief general description of an item generally need not exceed 20 words. The agenda shall specify the time and location of the regular meeting and shall be posted in a location that is freely accessible to members of the public and on the local agency's Internet Web site, if the local agency has one. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. The agenda shall include information regarding how, to whom, and when a request for disability-related modification or accommodation, including auxiliary aids or services, may be made by a person with a disability who requires a modification or accommodation in order to participate in the public meeting.

(2) For a meeting occurring on and after January 1, 2019, of a legislative body of a city, county, city and county, special district, school district, or political subdivision established by the state that has an Internet Web site, the following provisions shall apply:

(A) An online posting of an agenda shall be posted on the primary Internet Web site homepage of a city, county, city and county, special district, school district, or political subdivision established by the state that is accessible through a prominent, direct link to the current agenda. The direct link to the agenda shall not

be in a contextual menu; however, a link in addition to the direct link to the agenda may be accessible through a contextual menu.

(B) An online posting of an agenda including, but not limited to, an agenda posted in an integrated agenda management platform, shall be posted in an open format that meets all of the following requirements:

(i) Retrievable, downloadable, indexable, and electronically searchable by commonly used Internet search applications.

(ii) Platform independent and machine readable.

(iii) Available to the public free of charge and without any restriction that would impede the reuse or redistribution of the agenda.

(C) A legislative body of a city, county, city and county, special district, school district, or political subdivision established by the state that has an Internet Web site and an integrated agenda management platform shall not be required to comply with subparagraph (A) if all of the following are met:

(i) A direct link to the integrated agenda management platform shall be posted on the primary Internet Web site homepage of a city, county, city and county, special district, school district, or political subdivision established by the state. The direct link to the integrated agenda management platform shall not be in a contextual menu. When a person clicks on the direct link to the integrated agenda management platform, the direct link shall take the person directly to an Internet Web site with the agendas of the legislative body of a city, county, city and county, special district, school district, or political subdivision established by the state.

(ii) The integrated agenda management platform may contain the prior agendas of a legislative body of a city, county, city and county, special district, school district, or political subdivision established by the state for all meetings occurring on or after January 1, 2019.

(iii) The current agenda of the legislative body of a city, county, city and county, special district, school district, or political subdivision established by the state shall be the first agenda available at the top of the integrated agenda management platform.

(iv) All agendas posted in the integrated agenda management platform shall comply with the requirements in clauses (i), (ii), and (iii) of subparagraph (B).

(D) For the purposes of this paragraph, both of the following definitions shall apply:

(i) "Integrated agenda management platform" means an Internet Web site of a city, county, city and county, special district, school district, or political subdivision established by the state dedicated to providing the entirety of the agenda information for the legislative body of the city, county, city and county, special district, school district, or political subdivision established by the state to the public.

(ii) "Legislative body" has the same meaning as that term is used in subdivision (a) of Section 54952.

(E) The provisions of this paragraph shall not apply to a political subdivision of a local agency that was established by the legislative body of the city, county, city and county, special district, school district, or political subdivision established by the state.

(3) No action or discussion shall be undertaken on any item not appearing on the posted agenda, except that members of a legislative body or its staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights under Section 54954.3. In addition, on their own initiative or in response to questions posed by the public, a member of a legislative body or its staff may ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities. Furthermore, a member of a legislative body, or the body itself, subject to rules or procedures of the legislative body, may provide a reference to staff or other resources for factual information, request staff to report back to the body at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda.

(b) Notwithstanding subdivision (a), the legislative body may take action on items of business not appearing on the posted agenda under any of the conditions stated below. Prior to discussing any item pursuant to this subdivision, the legislative body shall publicly identify the item.

(1) Upon a determination by a majority vote of the legislative body that an emergency situation exists, as defined in Section 54956.5.

(2) Upon a determination by a two-thirds vote of the members of the legislative body present at the meeting, or, if less than two-thirds of the members are present, a unanimous vote of those members present, that there is a need to take immediate action and that the need for action came to the attention of the local agency subsequent to the agenda being posted as specified in subdivision (a).

(3) The item was posted pursuant to subdivision (a) for a prior meeting of the legislative body occurring not more than five calendar days prior to the date action is taken on the item, and at the prior meeting the item was continued to the meeting at which action is being taken.

(4) To consider action on a request from a member to participate in a meeting remotely due to emergency circumstances, pursuant to Section 54953, if the request does not allow sufficient time to place the proposed action on the posted agenda for the meeting for which the request is made. The legislative body may approve such a request by a majority vote of the legislative body.

(c) This section is necessary to implement and reasonably within the scope of paragraph (1) of subdivision (b) of Section 3 of Article I of the California Constitution.

(d) For purposes of subdivision (a), the requirement that the agenda be posted on the local agency's Internet Web site, if the local agency has one, shall only apply to a legislative body that meets either of the following standards:

(1) A legislative body as that term is defined by subdivision (a) of Section 54952.

(2) A legislative body as that term is defined by subdivision (b) of Section 54952, if the members of the legislative body are compensated for their appearance, and if one or more of the members of the legislative body are also members of a legislative body as that term is defined by subdivision (a) of Section 54952.

(e) This section shall remain in effect only until January 1, 2026, and as of that date is repealed.

SEC. 5. Section 54954.2 is added to the Government Code, to read:

54954.2. (a) (1) At least 72 hours before a regular meeting, the legislative body of the local agency, or its designee, shall post an agenda containing a brief general description of each item of business to be transacted or discussed at the meeting, including items to be discussed in closed session. A brief general description of an item generally need not exceed 20 words. The agenda shall specify the time and location of the regular meeting and shall be posted in a location that is freely accessible to members of the public and on the local agency's Internet Web site, if the local agency has one. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. The agenda shall include information regarding how, to whom, and when a request for disability-related modification or accommodation, including auxiliary aids or services, may be made by a person with a disability who requires a modification or accommodation in order to participate in the public meeting.

(2) For a meeting occurring on and after January 1, 2019, of a legislative body of a city, county, city and county, special district, school district, or political subdivision established by the state that has an Internet Web site, the following provisions shall apply:

(A) An online posting of an agenda shall be posted on the primary Internet Web site homepage of a city, county, city and county, special district, school district, or political subdivision established by the state that is accessible through a prominent, direct link to the current agenda. The direct link to the agenda shall not be in a contextual menu; however, a link in addition to the direct link to the agenda may be accessible through a contextual menu.

(B) An online posting of an agenda including, but not limited to, an agenda posted in an integrated agenda management platform, shall be posted in an open format that meets all of the following requirements:

(i) Retrievable, downloadable, indexable, and electronically searchable by commonly used Internet search applications.

(ii) Platform independent and machine readable.

(iii) Available to the public free of charge and without any restriction that would impede the reuse or redistribution of the agenda.

(C) A legislative body of a city, county, city and county, special district, school district, or political subdivision established by the state that has an Internet Web site and an integrated agenda management platform shall not be required to comply with subparagraph (A) if all of the following are met:

(i) A direct link to the integrated agenda management platform shall be posted on the primary Internet Web site homepage of a city, county, city and county, special district, school district, or political subdivision established by the state. The direct link to the integrated agenda management platform shall not be in a contextual menu. When a person clicks on the direct link to the integrated agenda management platform, the direct link shall take the person directly to an Internet Web site with the agendas of the legislative body of a city, county, city and county, special district, school district, or political subdivision established by the state.

(ii) The integrated agenda management platform may contain the prior agendas of a legislative body of a city, county, city and county, special district, school district, or political subdivision established by the state for all meetings occurring on or after January 1, 2019.

(iii) The current agenda of the legislative body of a city, county, city and county, special district, school district, or political subdivision established by the state shall be the first agenda available at the top of the integrated agenda management platform.

(iv) All agendas posted in the integrated agenda management platform shall comply with the requirements in clauses (i), (ii), and (iii) of subparagraph (B).

(D) For the purposes of this paragraph, both of the following definitions shall apply:

(i) "Integrated agenda management platform" means an Internet Web site of a city, county, city and county, special district, school district, or political subdivision established by the state dedicated to providing the entirety of the agenda information for the legislative body of the city, county, city and county, special district, school district, or political subdivision established by the state to the public.

(ii) "Legislative body" has the same meaning as that term is used in subdivision (a) of Section 54952.

(E) The provisions of this paragraph shall not apply to a political subdivision of a local agency that was established by the legislative body of the city, county, city and county, special district, school district, or political subdivision established by the state.

(3) No action or discussion shall be undertaken on any item not appearing on the posted agenda, except that members of a legislative body or its staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights under Section 54954.3. In addition, on their own initiative or in response to questions posed by the public, a member of a legislative body or its staff may ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities. Furthermore, a member of a legislative body, or the body itself, subject to rules or procedures of the legislative body, may provide a reference to staff or other resources for factual information, request staff to report back to the body at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda.

(b) Notwithstanding subdivision (a), the legislative body may take action on items of business not appearing on the posted agenda under any of the conditions stated below. Prior to discussing any item pursuant to this subdivision, the legislative body shall publicly identify the item.

(1) Upon a determination by a majority vote of the legislative body that an emergency situation exists, as defined in Section 54956.5.

(2) Upon a determination by a two-thirds vote of the members of the legislative body present at the meeting, or, if less than two-thirds of the members are present, a unanimous vote of those members present, that there is a need to take immediate action and that the need for action came to the attention of the local agency subsequent to the agenda being posted as specified in subdivision (a).

(3) The item was posted pursuant to subdivision (a) for a prior meeting of the legislative body occurring not more than five calendar days prior to the date action is taken on the item, and at the prior meeting the item was continued to the meeting at which action is being taken.

(c) This section is necessary to implement and reasonably within the scope of paragraph (1) of subdivision (b) of Section 3 of Article I of the California Constitution.

(d) For purposes of subdivision (a), the requirement that the agenda be posted on the local agency's Internet Web site, if the local agency has one, shall only apply to a legislative body that meets either of the following standards:

(1) A legislative body as that term is defined by subdivision (a) of Section 54952.

(2) A legislative body as that term is defined by subdivision (b) of Section 54952, if the members of the legislative body are compensated for their appearance, and if one or more of the members of the legislative body are also members of a legislative body as that term is defined by subdivision (a) of Section 54952.

(e) This section shall become operative January 1, 2026.

SEC. 6. The Legislature finds and declares that Sections 1 and 2 of this act, which amend Section 54953 of the Government Code, impose a limitation on the public's right of access to the meetings of public bodies or the writings of public officials and agencies within the meaning of Section 3 of Article I of the California Constitution. Pursuant to that constitutional provision, the Legislature makes the following findings to demonstrate the interest protected by this limitation and the need for protecting that interest:

By removing the requirement for agendas to be placed at the location of each public official participating in a public meeting remotely, including from the member's private home or hospital room, this act protects the personal, private information of public officials and their families while preserving the public's right to access information concerning the conduct of the people's business.

SEC. 7. The Legislature finds and declares that Sections 1 and 2 of this act, which amend Section 54953 of the Government Code, further, within the meaning of paragraph (7) of subdivision (b) of Section 3 of Article I of the

California Constitution, the purposes of that constitutional section as it relates to the right of public access to the meetings of local public bodies or the writings of local public officials and local agencies. Pursuant to paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution, the Legislature makes the following findings:

This act is necessary to ensure minimum standards for public participation and notice requirements allowing for greater public participation in teleconference meetings.

Brown Act Teleconferencing

AB 361 sunsets on February 28, 2023.

Option 1

Brown Act (Pre-COVID Teleconferencing)

- [California Government Code 54953](#). Here is a brief summary:
 - Basic Provisions. The Brown Act allows a city council to use any type of teleconferencing in connection with any meeting. (Gov't Code § 54953(b).) "Teleconference" is defined as "a meeting of a individuals in different locations, connected by electronic means, through either audio or video, or both." In addition to the specific requirements relating to teleconferencing, the meeting must comply with **all** provisions of the law otherwise applicable. (Id.) Section 54953(b) contains the following specific requirements:
 - Teleconferencing may be used for all purposes during any meeting.
 - **At least a quorum** of the council must participate from teleconferencing locations **within the city's jurisdiction**.
 - **Each teleconference location** (home addresses) must be identified in the **notice and agenda** of the meeting.
 - Agendas must be posted at each teleconference location.
 - **Each location** must be **accessible to the public**.
 - The agenda must provide the opportunity for the public to address the legislative body directly at each teleconference location.
 - All votes must be by rollcall.

Option 2

Brown Act (AB 2449) - Sunsets on January 1, 2026.

Beginning January 1, 2023, [Assembly Bill 2449 \(AB 2449\)](#) also allows individual board members to participate in meetings remotely during “**emergency circumstances**,” such as physical or family medical emergencies, or for “**just cause**,” including childcare or caregiving needs, contagious illness, a disability, or travel on official agency business. Unlike the traditional teleconference rules, AB 2449 allows a board member to remotely participate without as much pre-planning. The board member’s teleconference location does not need to be posted on the meeting notice or agenda, and does not have to be open to the public. However, **all** of the following requirements apply when a board member is using the new AB 2449 rules:

- At least a **quorum of the board must participate in the meeting from a single physical location** that is identified on the notice and agenda, is open to the public, and is located within the jurisdiction. This is different from the traditional teleconference rules where a quorum of the board must be within the jurisdiction but not necessarily all at one physical location.
- The agenda must **provide an option for members of the public to participate in the meeting remotely by phone and internet, e.g. a dial-in number and link**, in addition to public participation at the physical location. It is permissible for third-party website or internet platform providers to require the public to register/login. The public **must be able to comment in real-time**, and the board cannot require submission of comments in advance.
- The board member using AB 2449 must notify the agency at the earliest opportunity possible, even at the start of the meeting. A separate request and disclosure is required for each meeting. **The disclosure must include a general description of the need to participate remotely**, provided that they need not disclose any medical diagnosis or disability, or personal medical information. At the meeting before any action is taken, the board member **must publicly disclose whether any adults are present in the room with the board member**, and the general nature of the person’s relationship.
- The board member must participate remotely by **audio and video**.
- A board member may only participate remotely based on “just cause” for **three meetings per calendar year**.
- In addition, a board member **may not participate remotely under AB 2449 for more than three consecutive months, or for 20 percent of the regular meetings within a calendar year**. If the governing body meets 10 or fewer times per year, each board member may only use AB 2449 twice per year.
- If the broadcast of the meeting or the public’s ability to comment via call-in or internet-based options is **disrupted, the board cannot take further action until restored**. Any actions taken during disruption may be challenged.

Academic Integrity Taskforce Chair

The Chair must be a senator and will receive 20% reassigned time for the spring 2023 semester only.

The Academic Integrity Taskforce Chair will be responsible for the following:

1. Finalize Taskforce membership.
2. Organize Taskforce meetings for spring 2023.
3. Work with the Taskforce to develop goals based on the Taskforce roles.
4. Review and consider college policies around academic integrity.
5. Provide reports to Senate.
6. Organize and action plan for the 2023-2024 academic year.