



SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT
CLERK OF THE BOARDS OFFICE

December 6, 2022

TO: Hearing Board Members

FROM: Faye Thomas, Clerk of the Boards

SUBJECT: Consider Adopting a Resolution for Continued Remote Meetings
Pursuant to Assembly Bill 361

BACKGROUND:

Governor Newsom signed into law AB 361, on September 16, 2021. AB 361 amends Section 54953 of the California Government Code to allow local agencies to use teleconferencing to conduct its meetings, waiving the teleconferencing requirements of the Brown Act, 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; or

(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; or

(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.

In order to continue using teleconferencing as allowed by AB 361, the Hearing Board must pass a resolution that makes the following findings, by majority vote, every 30 days: that it has reconsidered the circumstances of the state of emergency, and that either or both (a) the state of emergency continues to directly impact the ability to meet safely in person and/or (b) state or local officials continue to impose or recommend measures to promote social distancing.

RECOMMENDATION:

Adopt Resolution No. HB22-12 authorizing the continued use of remote teleconferencing provisions pursuant to Assembly Bill ("AB") 361 and Government Code section 54953 for a period of (30) days (December 6, 2022 through January 5, 2023); and continue to make specified findings every thirty (30) days thereafter, as required by AB 361.

ATTACHMENT

Resolution HB22-12