



<b>ISSUE MEMORANDUM</b>	
<b>DATE</b>	March 11, 2022
<b>TO</b>	Members, California State Board of Optometry
<b>FROM</b>	Marc Johnson, Policy Analyst
<b>SUBJECT</b>	Agenda Item #6b – Discussion and Possible Action on 2022 Legislation – Assembly Bill 1733 (Quirk) State Bodies: open meetings

**Summary:**

Assembly Bill 1733 (Quirk) was discussed at the February 18, 2022 LRC meeting. This bill would codify the Board’s ability to hold meetings online, with the added requirement of a single physical meeting room in which the public could attend and participate, which would be listed on the agenda. The bill would make other conforming changes.

For background, please see the attached email from Ethan Rarick, Executive Director of Little Hoover Commission. *Staff recommends a support position.*

[For latest version of the bill, please click here.](#)

**Digest (as introduced January 1, 2022):**

This bill, among other things, would specify that a “meeting” under the act, includes a meeting held entirely by teleconference and would require all open meetings to be held by teleconference, would allow for use of teleconference in closed sessions, and would remove existing provisions of the act that require each teleconference location to be identified in the notice and agenda and accessible to the public. The bill would instead require the state body to provide a means by which the public may remotely hear, or hear and observe, the meeting and may remotely address the state body via two-way audio-visual platform or two-way telephonic service, as specified, and would require information to be provided in any notice to the public indicating how the public can access the meeting remotely. The bill would require the state body to provide an opportunity for members of the public to address the state body. The bill would require the state body to provide members of the public a physical location to hear, observe, and address the state body, and would authorize the members of the state body to participate in a meeting remotely or at a designated physical meeting location, and specify that physical presence at any physical meeting location is not necessary for the member to be deemed present at the meeting. The bill would also provide that the notice of the meeting is required to specify the means by which a meeting may be accessed by teleconference.

**Johnson, Marc@DCA**

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**From:** Murphy, Shara@DCA  
**Sent:** Thursday, February 10, 2022 11:26 AM  
**To:** Johnson, Marc@DCA  
**Subject:** Fwd: Bagley-Keene reform

Did you get this, too? Let's make sure to include this letter in materials for next Friday. Thank you!

Respectfully,  
Shara P. Murphy (pronouns: she/her)  
Executive Officer

California State Board of Optometry  
Department of Consumer Affairs  
Direct Phone: (916) 291-4999

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**From:** Rarick, Ethan <Ethan.Rarick@lhc.ca.gov>  
**Sent:** Wednesday, February 9, 2022 10:21:34 PM  
**To:** Rarick, Ethan <Ethan.Rarick@lhc.ca.gov>  
**Subject:** Bagley-Keene reform

[EXTERNAL]: Ethan.Rarick@lhc.ca.gov

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Colleagues,

Thank you for participating in the Little Hoover Commission's survey of state boards and commissions last year regarding your experience meeting remotely during the pandemic. As you may recall, the results of that survey featured prominently in "[The Government of Tomorrow: Online Meetings](#)," our report recommending Bagley-Keene reforms.

Assemblymember Quirk has now introduced a new bill, [AB 1733](#), that would permanently reform the Bagley-Keene Act to facilitate continued remote meetings. I wanted to reach out to let you know that AB 1733 has been introduced.

Our Commission supports legislation that implements our recommendations, and we have issued a formal support letter for AB 1733. For those of you who are able to take a position on legislation, we are happy to answer any questions about the bill, or to connect you to Assemblymember Quirk's staff.

Please feel free to contact me if I can answer any questions or provide any additional information on this issue. We hope to be a resource for all of you as the legislative process addresses this important issue.

Ethan Rarick

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