

Legislative Analysis



CLOSED MEETINGS NOT ALLOWED FOR DISCUSSIONS OF "ANTICIPATED" LITIGATION

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House Bill 5193

Sponsor: Rep. Tom McMillin

Committee: Oversight

Complete to 1-13-14

A SUMMARY OF HOUSE BILL 5193 AS INTRODUCED 12-11-13

Currently under Open Meetings Act (MCL 15.268), the officials of a public body may meet in a closed session "to consult with their attorney regarding trial or settlement strategy in connection with specific pending litigation, but only if an open meeting would have a detrimental financial effect on the litigating or settlement position of the public body."

House Bill 5193 would retain this provision; however, the bill specifies that "this subdivision does not authorize a closed meeting in connection with *anticipated* litigation."

FISCAL IMPACT:

The bill would have no direct fiscal impact on the state or local units of government.

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