

1 **1130 BOARD OF TRUSTEES**

2

3 Committees

4 Generally, the Trustees will function as a committee of the whole and will not form subcommittees of
5 the Board. Nevertheless, the Board may create Board committees as deemed necessary or useful. All
6 committees created by the Board to serve a clear public and governmental purpose shall comply with
7 the open meeting laws and all other laws applicable to school board meetings.

8 Standing committees of the Board may be created and their purpose defined by a majority of the
9 Board. The Board Chairperson shall appoint trustees to serve on such committees. All standing
10 committees of the Board shall comply with the open meeting laws and all other laws applicable to
11 school board meetings. The decisions of the committee shall come to the full Board as
12 recommendations and shall require approval of a majority of the Board to be implemented.

13 In determining whether any non-Board meeting within the school system should be held in compliance
14 with the Open Meeting Act, the following factors, although not exhaustive or dispositive in nature,
15 should be considered:

- 16 • Frequency of the meetings being held;
- 17 • Whether the committee is deliberating or simply gathering facts;
- 18 • Whether the deliberations concern matter of policy rather than merely ministerial
19 or administrative functions;
- 20 • Whether the committee members have executive authority and experience; and
- 21 • Results of the meeting.

22 Legal Reference:

23 § 2-3-203, MCA Meetings of public agencies and certain associations of public agencies to be open
24 to public - exceptions

25 Bryan v. Yellowstone (2002), 2002 MT 264

26 Crofts v Associated Press (2004), 2004 MT 120

27 Policy History:

28 Adopted on: July 1, 2000

29 Revised on: February 14, 2005

30 Revised on: December 9, 2013