

## (D) ACCESS.

(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, MINUTES OF A PUBLIC BODY ARE PUBLIC RECORDS AND SHALL BE OPEN TO PUBLIC INSPECTION DURING ORDINARY BUSINESS HOURS.

(2) IF A PUBLIC BODY MEETS IN A CLOSED SESSION THAT THIS SUBTITLE AUTHORIZES AND INSPECTION OF THE MINUTES THAT RELATE TO THE SESSION WOULD FRUSTRATE THE PURPOSE FOR THE CLOSED SESSION, THE MINUTES ARE NOT OPEN TO PUBLIC INSPECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 76A, §§ 11(b)(2) and 13(a), (b), and (d).

In subsection (c)(2)(ii) of this section, the reference to a vote "as to closing the session" is substituted for the former reference to the "vote ... by which any meeting was closed", to clarify that the record includes votes for and against closing the session.

Defined terms: "Includes"; "including" § 1-101  
"Meet" § 4-101 "Public body" § 4-101

## 4-110. ENFORCEMENT.

## (A) SCOPE OF SECTION.

(1) THIS SECTION DOES NOT APPLY TO THE ACTION OF:

(I) APPROPRIATING PUBLIC FUNDS;

(II) LEVYING A TAX; OR

(III) PROVIDING FOR THE ISSUANCE OF BONDS, NOTES, OR OTHER EVIDENCES OF PUBLIC OBLIGATION.

(2) THIS SECTION DOES NOT AUTHORIZE A COURT TO VOID AN ACTION OF A PUBLIC BODY BECAUSE OF ANY VIOLATION OF THIS SUBTITLE BY ANOTHER PUBLIC BODY.

(3) THIS SECTION DOES NOT AFFECT OR PREVENT THE USE OF ANY OTHER AVAILABLE REMEDIES.

## (B) CONSTRUCTION OF § 4-108(A)(14).

IN AN ACTION UNDER THIS SUBTITLE, A COURT SHALL CONSTRUE STRICTLY § 4-108(A)(14) OF THIS SUBTITLE.

## (C) PETITION AUTHORIZED.

(1) IF A PUBLIC BODY FAILS TO COMPLY WITH § 4-105, § 4-106, § 4-107, OR § 4-109(C)(2) OF THIS SUBTITLE AND A PERSON IS AFFECTED ADVERSELY, THE PERSON MAY FILE WITH A CIRCUIT COURT THAT HAS VENUE A PETITION THAT ASKS THE COURT TO: