

September 4, 2026

Via email to: *info@opencommonwealth.org*

Commonwealth Transparency

OpenCommonwealth.org

Re: September 2, 2026 Open Meeting Law Request

Dear Commonwealth Transparency:

Please be advised that this office represents the Malden School Committee (Committee). This correspondence is written to you in response to the above referenced request of OpenCommonwealth.org under the Massachusetts Open Meeting Law (OML).

Request:

The September 2, 2026 request seeks the following:

Regular and fully unredacted Executive Session for August 31, 2026. For committee and executive sessions; All meeting notices, video of, transcripts from, and meeting minutes from the meetings themselves and all documents and other exhibits, photographs, recordings or maps, and votes taken by and/or used by the body any other part of the official record of the session(s).

Response:

The August 31, 2026 School Committee meeting Agenda and Revised Agenda are publicly available here: https://cityofmalden.org/AgendaCenter/PreviousVersions/_08312026-4406 The Committee meeting Agenda, Revised Agenda, the Superintendent Report, the Bullying Prevention and Intervention Plan, and the video recording of the regular session are publicly available here: <https://www.maldenps.org/district-information/school-committee/school-committee-meetings>

G.L. c. 30A, § 22(c) requires that “[m]inutes of all open sessions shall be created and approved in a timely manner. The minutes of an open session, if they exist and whether approved or in draft form, shall be made available upon request by any person within 10 days.” G.L. c. 30A, § 22(c). The OML itself does not define “timely manner,” however, the Attorney General's OML regulations provide that “timely manner” means “within the next three public body meetings or within 30 days, whichever is later, unless the public body can show good cause for further delay.” 940 CMR 29.11 (2). See OML-2019-115¹

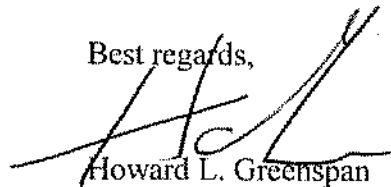
¹ Open Meeting Law determinations are publicly available and may be accessed at <https://massago.hylandcloud.com/231publicaccess2/oml.html>

The regular session minutes for the August 31, 2026 Committee meeting do not yet exist in either approved or draft form.

The Open Meeting Law does not require that a public body approve executive session minutes in a timely manner, but rather that the executive session minutes be "create[d] and maintain[ed]" and "review[ed]" "at reasonable intervals" to determine whether continued nondisclosure is warranted, and to announce that determination at the next meeting following the review. G.L. c. 30A, §§ 22(a), (g)(1). See OML 2025-57. Unlike the requirement for open/regular session minutes, there is no requirement in the Open Meeting Law to release "draft" executive session minutes.

The requested executive session minutes for the August 31, 2026 Committee meeting do not yet exist in either approved or draft form.

Best regards,

A handwritten signature in black ink, appearing to be 'H. Greenspan', written over the printed name.

Howard L. Greenspan