

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT

MEMORANDUM

TO: Board of Directors **DATE:** January 8, 2026

FROM: General Counsel

SUBJECT: Authorization for BART Accessibility Task Force to hold fully remote meetings

Effective January 1, 2026, the Brown Act permits eligible subsidiary bodies, as defined, to hold fully remote meetings upon authorization by the Board of Directors, which authorization must be renewed every six months. An "eligible subsidiary body" is a legislative body, as defined by California Government Code Section 54952, that:

1. Serves exclusively in an advisory capacity;
2. Is not authorized to take final action on legislation, regulations, contracts, licenses, permits, or any other entitlement, grants, or other allocations of funds; and
3. Does not have primary subject matter jurisdiction, as defined by charter, ordinance, resolution, or any formal action of the legislative body that created the subsidiary body, that focuses on elections, budgets, police oversight, privacy, removing from, or restricting access to, materials available in public libraries, or taxes or related spending proposals.

The BART Accessibility Task Force (BATF) is the sole Board advisory committee that qualifies as an "eligible subsidiary body." Before the BATF may hold fully remote meetings, the Brown Act requires the Board to make the following findings:

1. That it has considered the circumstances of the BATF; and
2. That teleconference meetings of the BATF would enhance public access to meetings of the BATF, and the public has been made aware of the type of remote participation, including audio-visual or telephonic, that will be made available at a regularly scheduled meeting and has been provided the opportunity to comment at an in-person Board meeting authorizing the BATF to meet entirely remotely; and
3. That teleconference meetings of the BATF would promote the attraction, retention, and diversity of members to that body.

Memo to Board of Directors

January 8, 2026

Page 2

The attached Resolution sets forth the required findings and authorizes the BATF to conduct fully remote meetings for six months, at which time the Board may consider renewing the authorization.

DRAFT MOTION: The Board adopts the attached Resolution, "In the matter of authorizing the BART Accessibility Task Force to meet remotely in accordance with California Government Code Section 54953.8.6 and other applicable provisions of the Ralph M. Brown Act."

Please let me know if you have any questions.

DocuSigned by:

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Jeana Zelan Peterson