

DOCKETED

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BUSMTG-2023-01 Expressio unius est exclusio alterus, re adding items to agenda after public notice

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The express mention of one person, thing, act, or consequence excludes the others. Premise, the legislature would not have made specified enumerations in a law had the intention been not to restrict its meaning and to confine terms to those expressly mentioned. Consequence, where a statute, by its terms, is expressly limited to certain matters, it may not, by interpretation or construction, be extended to others.

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Additional submitted attachment is included below.

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Pursuant to 20 CCR 1104 subsection (d)(2) and (d)(3), who, what, and when are defined as to adding items to a agenda after public notice.

Section 1104. Meetings. (d)(2), At the request of any member, any matter shall be removed from the consent calendar and may be considered at the same meeting as a separate item of business.

Section 1104. Meetings. (d)(3), After an opportunity for the requests to remove matters from the consent calendar has been given, a vote shall be taken on the consent calendar. If three members vote to approve the consent calendar, each matter on the consent calendar shall be approved and shall have the same force and effect as it would have if approved as a separate agenda item.

Who is defined as commission members.

What is defined as matters currently in the consent calendar.

When is defined as during consideration and discussion of the item known as the consent calendar.

All other conditions are excluded.

Any person not a commission member are excluded.

Any other matter not on the consent calendar are excluded.

Any time other than during consideration and discussion of the item known as the consent calendar are excluded.

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