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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michelle Ridge.

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SB 43 Original DIGEST 2020 Regular Session Johns

Present law provides relative to business filings with the secretary of state.

Proposed law provides that beginning February 1, 2021, the secretary of state may request a business entity to include its North American Industry Classification System (NAICS) code with certain business filings.

Proposed law provides that the NAICS code submitted to or captured by the secretary of state shall be confidential and shall not be disclosed by the secretary of state or any employee or official of the Department of State (department).

Proposed law allows for disclosure of the NAICS code by the secretary of state or an employee or official of the department to an agency, official, or employee of state government or a political subdivision of the state in the course of the interaction with such agency, official, or employee.

Proposed law requires any person who receives a NAICS code to use such code only for the governmental purpose for which the information was submitted to or captured by the secretary of state. Proposed law prohibits such person from disclosing the code and requires such person to maintain confidentiality of the code.

Present law provides for the public records law and exceptions thereto.

Proposed law excludes any NAICS code submitted to or captured by the secretary of state from the public records law.

Effective August 1, 2020.

(Amends R.S. 44:4.1(B)(3) and (5); adds R.S. 9:3411 and R.S. 12:1705)