

2021 Regular Session

HOUSE BILL NO. 120

BY REPRESENTATIVE NEWELL

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

PUBLIC RECORDS: Provides that airport facility plans are confidential

1 AN ACT

2 To enact R.S. 44:3.6, relative to public records regarding airport facilities and facilities on
3 airport property; to provide for the confidential nature of blueprints, floor plans, and
4 interior renderings of such facilities; to provide for an effective date; and to provide
5 for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 44:3.6 is hereby enacted to read as follows:

8 §3.6. Airport facility records

9 A. Notwithstanding any other provision of law to the contrary, blueprints,
10 floor plans, and renderings of the interior of an airport facility or of a facility on
11 airport property shall be confidential.

12 B. Nothing in this Chapter shall be construed to require the inspection,
13 examination, copying, or reproduction of a blueprint, floor plan, or other rendering
14 of the interior of an airport facility or of a facility on airport property.

15 C. Nothing in this Section shall prohibit the disclosure of a blueprint, floor
16 plan, or other rendering of the interior of a airport facility or of a facility on airport
17 property to appropriate persons, if such disclosure is necessary or required for any
18 of the following:

19 (1) To protect the health, safety, and welfare of the public.

20 (2) To provide security in and around the airport and its facilities.

1 (3) As part of a public bid or request for proposal process or to accomplish
2 construction.

3 Section 2. This Act shall become effective upon signature by the governor or, if not
4 signed by the governor, upon expiration of the time for bills to become law without signature
5 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
6 vetoed by the governor and subsequently approved by the legislature, this Act shall become
7 effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 120 Original

2021 Regular Session

Newell

Abstract: Provides for the confidential nature of blueprints, floor plans, and renderings of the interior of an airport facility or of a facility on airport property and exempts such records from disclosure pursuant to the Public Records Law.

Present law (R.S. 44:1 et seq. – Public Records Law) provides that all books, records, writings, accounts, letters and letter books, maps, drawings, photographs, cards, tapes, recordings, memoranda, and papers, and all copies, duplicates, photographs, including microfilm, or other reproductions thereof, or any other documentary materials, regardless of physical form or characteristics, including information contained in electronic data processing equipment, having been used, being in use, or prepared, possessed, or retained for use in the conduct, transaction, or performance of any business, transaction, work, duty, or function which was conducted, transacted, or performed by or under the authority of the constitution or laws of the state, or by or under the authority of any ordinance, regulation, mandate, or order of any public body or concerning the receipt or payment of any money received or paid by or under the authority of the constitution or the laws of the state are "public records". Present law establishes a framework for the ready availability of public records to requesting persons and specifically provides that it is the duty of the custodian of the public records of a public entity or agency to provide copies to persons so requesting. Provides for certain exceptions, exemptions, and limitations.

Proposed law provides that blueprints, floor plans, and renderings of the interior of an airport facility or of a facility on airport property are confidential and provides that nothing in the Public Records Law shall require the inspection, examination, copying, or reproduction of such records.

Proposed law specifies that nothing in proposed law shall prohibit the disclosure of a blueprint, floor plan, or other rendering of the interior of an airport facility or of a facility on airport property to appropriate persons, if such disclosure is necessary or required (a) to protect the health, safety, and welfare of the public; (b) to provide security in and around the airport and its facilities; or (c) as part of a public bid or request for proposal process or to accomplish construction.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 44:3.6)