

By: Representative Lamar

To: Accountability,
Efficiency, Transparency

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1641

1 AN ACT TO AMEND SECTION 57-1-14, MISSISSIPPI CODE OF 1972, TO
2 EXEMPT RECORDS OF A PUBLIC BODY WHICH CONTAIN CLIENT INFORMATION
3 CONCERNING ECONOMIC DEVELOPMENT PROJECTS FROM THE MISSISSIPPI
4 PUBLIC RECORDS ACT OF 1983; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 57-1-14, Mississippi Code of 1972, is
7 amended as follows:

8 57-1-14. (1) Except as otherwise provided in subsection (3)
9 of this section, any records of * * * a public body, as defined by
10 paragraph (a) of Section 25-61-3, which contain client information
11 concerning development projects shall be exempt from the
12 provisions of the Mississippi Public Records Act of 1983 for a
13 period of two (2) years after receipt of the information by
14 the * * * public body. Confidential client information as
15 described in this section shall not include the information which
16 must be disclosed by the certified applicant related to a
17 qualified economic development project in the annual report
18 described in Section 57-1-759.



19 (2) Except as otherwise provided in subsection (3) of this
20 section, confidential client information in public records held
21 by * * * a public body shall be exempt from the provisions of the
22 Mississippi Public Records Act of 1983 during the period of review
23 and negotiation on a project proposal and for a period of thirty
24 (30) days after approval, disapproval or abandonment of the
25 proposal not to exceed one (1) year by * * * a public body in
26 writing.

27 (3) Any breakouts or subcategories of the total qualified
28 investment amounts reported pursuant to Sections 57-114-5(d) and
29 57-114-13(2) (a) and (b), and information reported pursuant to
30 Sections 57-114-5(g), (h) and (j) and 57-114-13(2) (f), (g), (h)
31 and (i) shall not be subject to any disclosure under the
32 Mississippi Public Records Act of 1983. In addition, any
33 information and documentation, including, without limitation,
34 copies of any certifications, together with any amendments
35 thereto, made by the Mississippi Development Authority, and copies
36 of any mFlex agreements, together with any amendments thereto,
37 approved and executed by the Mississippi Development Authority,
38 pursuant to the Mississippi Flexible Tax Incentive Act, which are:
39 (a) provided by the authority to the Governor, Lieutenant Governor
40 and/or Speaker of the House of Representatives pursuant to Section
41 57-114-7(7) or 57-114-13(11); (b) provided by the authority to the
42 University Research Center division of the Mississippi
43 Institutions of Higher Learning pursuant to Section 57-114-15(6);



44 and (c) provided by the University Research Center division of the
45 Mississippi Institutions of Higher Learning to the Governor,
46 Lieutenant Governor, Speaker of the House of Representatives
47 and/or the authority, shall not be subject to any disclosure under
48 the Mississippi Public Records Act of 1983.

49 **SECTION 2.** This act shall take effect and be in force from
50 and after its passage.

