
DIGEST

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HB 1071 Engrossed

2026 Regular Session

McFarland

Abstract: Provides an exception to the Public Records Law for records related to the design, operation, flights, transportation, or security of critical infrastructure of aerospace facilities or aerospace activity in certain circumstances.

Present law (Public Records Law, R.S. 44:1, et seq.) generally provides for access to public records.

Proposed law provides that blueprints, plans, designs, technical data, operational documents, security information, and any other records related to the design, operation, flights, transportation, or security of critical infrastructure of aerospace facilities or aerospace activity shall be confidential if the entity with custody of the records either maintains information subject to the federal International Traffic in Arms Regulations or holds a current contract with the U.S. Department of Defense or any agency within the U.S. intelligence community.

Proposed law provides that the Public Records Law shall not be construed to require the inspection, examination, copying, or reproduction of any record made confidential pursuant to proposed law.

Present law (R.S. 44:4.1) provides that the Public Records Law shall not apply to information that constitutes critical infrastructure information as defined in present federal law regardless of whether the information has been shared with any federal governmental agency.

Proposed law retains present law.

Present federal law (6 U.S.C. 671) defines "critical infrastructure information" as information not customarily in the public domain and related to the security of critical infrastructure or protected systems.

Present federal law (42 U.S.C. 5195c) defines "critical infrastructure" as systems and assets, whether physical or virtual, so vital to the United States that the incapacity or destruction of such systems and assets would have a debilitating impact on security, national economic security, national public health or safety, or any combination of those matters.

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

(Adds R.S. 44:3.7)