

Missouri – State Public Record Laws

Citations	<p>Miss. Rev. Stat. § 109.005 et. Seq.</p> <ul style="list-style-type: none"> ▪ (http://revisor.mo.gov/main/OneChapter.aspx?chapter=109)
Exemptions to Disclosure	<ul style="list-style-type: none"> • Preliminary deliberations not retained nor presented by agency at public meeting • Work product • Confidential • Privileged • Negotiations [any minutes, voting records, etc. to be made available upon execution of agreement] • There may be some protection for records that relate to proprietary “scientific and technological innovations.” Miss. Rev. Stat. § 610.021(15). The Sunshine Law does provide that “public records relating to scientific and technological innovations in which the owner has a proprietary interest” may be closed. Miss. Rev. Stat. § 610.021(15).
Access Rights	<ul style="list-style-type: none"> • Any member of the public • Upon request, response within reasonable period of time, no more than 3 business days • Detailed explanation must be given re: cause of any delay and place and earliest time and date record will be available – may exceed 3 days for reasonable cause • Written statement of grounds for denial, citing specific provision of law (w/in 3 business days of original request) • Description of exempt data severed from record with exempt and nonexempt, if separation/redaction is readily apparent to requestor – unless description would defeat purpose of exemption • Fees for both copying and inspection access • Up to \$5K penalty for purposeful, up to \$1K for knowing, violation by custodian (preponderance of the evidence) • Good faith non-employee reporters and employee whistleblowers exempt from liability and discipline [610.028] • Custodian strongly encouraged, but not required, to provide online access to its records kept in electronic format
Destruction of Public Records	<ul style="list-style-type: none"> • 109.210: No records shall be destroyed or disposed of unless state records commission or local records board first determines the records have no administrative, fiscal, research, or historical value; no records can be destroyed until they meet the minimum retention period