

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend House Bill No. 476, Page 3, Section 324.009, Line 80,

2 by inserting after all of said line the following:

3 "362.034. 1. Any entity that operates as a facility
4 licensed or certified under Article XIV, Section 1 of the
5 Constitution of Missouri may request in writing that a state
6 or local licensing authority or agency, including but not
7 limited to the department of health and senior services or
8 department of revenue, share the entity's application,
9 license, or other regulatory and financial information with
10 a banking institution. A state or local licensing authority
11 or agency may also share such information with the banking
12 institution's state and federal supervisory agencies.

13 2. In order to ensure the state or local licensing
14 authority or agency is properly maintaining the
15 confidentiality of individualized data, information, or
16 records, an entity shall include in the written request a
17 waiver giving authorization for the transfer of the
18 individualized data, information, or records and waiving any
19 confidentiality or privilege that applies to that
20 individualized data, information, or records.

21 3. This section shall only apply to the disclosure of
22 information by a state or local licensing authority or
23 agency reasonably necessary to facilitate the provision of
24 financial services by a banking institution to the entity
25 making a request pursuant to this section.

26 4. The recipient of any information pursuant to this
27 section shall treat such information as confidential and use
28 it only for the purposes described in this section.

29 5. Nothing in this section shall be construed to
30 authorize the disclosure of confidential or privileged
31 information, nor waive an entity's rights to assert
32 confidentiality or privilege, except as reasonably necessary
33 to facilitate the provision of financial services for the
34 entity making the request.

35 6. An entity that has provided a waiver pursuant to
36 this section may withdraw the waiver with thirty days'
37 notice in writing.

38 7. Nothing in this section shall be construed to
39 modify the requirements of chapter 610.

40 8. For purposes of this section, the following terms
41 mean:

42 (1) "Banking institution", the same meaning as in
43 Article IV, Section 15 of the Missouri Constitution;

44 (2) "Entity", the same meaning as in Article XIV,
45 Section 1 of the Missouri Constitution."; and

46 Further amend the title and enacting clause accordingly.