

**SENATE AMENDMENT NO. \_\_\_\_\_**

Offered by \_\_\_\_\_ Of \_\_\_\_\_

Amend SS/HCS/House Bill Nos. 2097 & 1905, Page 32, Section 166.715, Line 10,

2 by inserting after all of said line the following:

3 "173.365. 1. Four members of the authority shall  
4 constitute a quorum for the purpose of conducting business  
5 and exercising the powers of the authority. Action may be  
6 taken by the authority upon the affirmative vote of at least  
7 four of its members. Members may participate in a meeting  
8 by means of conference telephone or similar communications  
9 equipment whereby all persons participating in or attending  
10 the meeting can communicate with each other, and  
11 participation in a meeting in this manner shall constitute  
12 presence in person at the meeting for all purposes. Each  
13 meeting of the authority for any purpose whatsoever shall be  
14 open to the public. Notice of meetings shall be given as  
15 provided in the bylaws of the authority. The proceedings  
16 and actions of the authority shall comply with all statutory  
17 requirements respecting the conduct of public business by a  
18 public agency. Members of the authority shall receive no  
19 compensation for services but shall be entitled to  
20 reimbursement for necessary expenses, including traveling  
21 and lodging expenses, incurred in the discharge of their  
22 duties. Any payment for expenses shall be paid from funds  
23 of the authority.

24 2. The authority shall observe the privacy and  
25 confidentiality provisions of federal and state law in its

26 operations including the protection of financial information  
27 and trade secrets. Notwithstanding any other provision of  
28 law to the contrary, including chapters 109, 173, or 610:

29 (1) Public records may be closed by the authority to  
30 the extent they relate in any way to student loan servicing  
31 by the authority, including, but not limited to, records  
32 pertaining to the performance of a student loan servicing  
33 contract, payments made or received pursuant to such  
34 contract, or business relationships or communications  
35 related to operations or performance pursuant to such  
36 contract, provided this closure shall not be applicable to  
37 records requests by other Missouri governmental entities; and

38 (2) Nothing in subdivision (3) of subsection 1 of  
39 section 173.385 shall be deemed be deemed to be a waiver of  
40 any legal defense of the authority, including, but not  
41 limited to, sovereign immunity in any of its forms."; and

42 Further amend the title and enacting clause accordingly.