

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for House Bill No. 2238, Page 1, Section 192.945, Line 3, by
2 deleting "section 192.207" and inserting in lieu thereof the words "section 195.207"; and
3

4 Further amend said bill, Page 3, Section 195.207, Line 1, by deleting all of said line and inserting in
5 lieu thereof the following:
6

7 "195.207. 1. As used in sections 192.945, 261.265, 261.267, and this section, the term
8 "hemp extract""; and
9

10 Further amend said bill, Pages 4 and 5, Section 261.265, Lines 2 through 13, and 14 through 31,
11 respectively, by deleting all of said lines and inserting in lieu thereof the following:
12

13 "(1) "Cannabidiol oil care center", the premises specified in an application for a license in
14 which the licensee is authorized to distribute processed hemp extract to consumers, including
15 persons possessing a hemp extract registration card issued under section 192.945;
16

17 (2) "Cultivation and production facility", the land and premises specified in an application
18 for a cultivation and production facility license on which the licensee is authorized to grow, cultivate,
19 process, and possess hemp and hemp extract;
20

21 (3) "Cultivation and production facility license", license that authorizes the licensee to grow,
22 cultivate, process, possess, and distribute to its cannabidiol oil care center;
23

24 (4) "Department", the department of agriculture;

25 (5) "Grower", a nonprofit entity licensed by the department of agriculture that produces
26 hemp extract for the treatment of intractable epilepsy;
27

28 (6) "Hemp":

29 (a) All non-seed parts and varieties of the cannabis sativa plant, whether growing or not, that
30 contain a crop wide average tetrahydrocannabinol (THC) concentration that does not exceed the
31 lesser of:
32

33 a. Three-tenths of one percent on a dry weight basis; or

34 b. The percent based on a dry weight basis determined by the federal Controlled Substances
35 Act;
36

37 (b) Any cannabis sativa seed that is:
38 a. Part of a growing crop;
39

40 b. Retained by a grower for future planting; or
41 c. For processing into or use as agricultural hemp seed.
42

43 This term shall not include industrial hemp commodities or products.
44

45 (7) "Hemp monitoring system", an electronic tracking system that includes, but is not limited

Action Taken _____ Date _____

1 to, testing and data collection established and maintained by the cultivation and production facility
2 and is available to the department for the purposes of documenting the hemp extract production and
3 retail sale of the hemp extract.

4 2. All growers shall keep records in accordance with rules adopted by the department. Upon
5 at least three days notice, the director of the department may audit the required records during
6 normal business hours. The director may conduct an audit for the purpose of ensuring compliance
7 with this section.

8 3. In addition to an audit conducted in accordance with subsection 2 of this section, the
9 director may inspect independently, or in cooperation with the state highway patrol or a local law
10 enforcement agency, any hemp crop during the crop's growth phase and take a representative
11 composite sample for field analysis. If a crop contains an average tetrahydrocannabinol (THC)
12 concentration exceeding the lessor of:

13 (1) Three-tenths of one percent on a dry weight basis; or

14 (2) The percent based on a dry weight basis determined by the federal Controlled Substance
15 Act under 21 U.S.C. Section 801 et seq..

16 4. A grower may produce, manufacture, and distribute hemp extract as defined in section
17 195.207 for the treatment of persons suffering from intractable epilepsy as defined in section
18 192.945 consistent with any and all state or federal regulations regarding the production,
19 manufacture, or distribution of such product. The department of agriculture and the department of
20 health and senior services shall establish rules and regulations regarding the manufacture, storage,
21 transportation, and distribution of hemp extract under this section which shall be in addition to any
22 other state or federal regulations. Up to two licenses in the statemay be granted by the department
23 and a licensee may have up to three cannabidiol oil care centers.

24 5. All hemp waste from the production of hemp extract shall either be destroyed, recycled by
25 the licensee at the hemp cultivation and production facility, or donated to the department or an
26 institution of higher education for research purposes, and shall not be used for commercial purposes.

27 6. The department shall license a grower to grow or cultivate the cannabis plant used to
28 make hemp extract as defined in subsection 1 of section 195.207 or hemp on its property if the
29 grower has submitted to the department an application as required by the department under
30 subsection 8 of this section.

31 7. The department shall maintain a list of cultivation and production facility licensees.

32 8. The department shall promulgate rules including, but not limited to, application
33 requirements for licensing, security requirements for cultivation and production facility premises,
34 including, at a minimum, lighting, physical security, video and alarm requirements, hemp
35 monitoring systems as defined in this section, and other procedures for internal control as deemed
36 necessary by the department to properly administer and enforce the provisions of this section,
37 including reporting requirements for changes, alterations, or modifications of the premises. Any rule
38 or portion of"; and

39
40 Further amend said bill by amending the title, enacting clause, and intersectional references
41 accordingly.