

SECOND REGULAR SESSION

# HOUSE BILL NO. 2138

## 97TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES MOON (Sponsor), BURLISON, POGUE, HURST, BLACK,  
MCKENNA, HOUGHTON, BERRY, HARRIS, LANT, LOVE, RHOADS, SCHIEFFER, FRAKER,  
MESSENGER, MARSHALL, REDMON AND REIBOLDT (Co-sponsors).

5338L.02I

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To amend chapter 262, RSMo, by adding thereto one new section relating to farm-direct goods.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 262, RSMo, is amended by adding thereto one new section, to be  
2 known as section 262.293, to read as follows:

**262.293. 1. The residents of Missouri shall have the right to sell directly to a buyer  
2 or purchase directly from a seller any farm-direct goods produced within this state. The  
3 seller of farm-direct goods shall retain the right to choose whether or not such farm-direct  
4 goods and the sale thereof shall be subject to regulation by the state, any political  
5 subdivision of the state, or any state or local regulatory agency. Any seller of farm-direct  
6 goods not subject to such regulation shall, at the time of the direct sale, declare to the buyer  
7 via a sign, label on the package, or verbally that such farm-direct goods are not subject to  
8 regulation by the state, any political subdivision of the state, or any state or local  
9 regulatory agency. The buyer of farm-direct goods shall retain the responsibility to ensure  
10 the process of production of the farm-direct goods purchased meets the buyer's approval.**

**11 2. For purposes of this section, the following terms shall mean:**

**12 (1) "Buyer", a buyer of farm-direct goods for personal consumption who purchases  
13 directly from a seller;**

**14 (2) "Farm-direct goods", goods produced on a farm in this state by a seller and sold  
15 by such seller directly to a buyer;**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended  
to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16           (3) "Seller", a producer of farm-direct goods who sells such goods directly to a  
17 buyer.

18           3. The state, any political subdivision of this state, and any state or local regulatory  
19 agency shall not interfere or otherwise attempt to regulate the sale and purchase of farm-  
20 direct goods not subject to regulation under this section.

21           4. Nothing in this section shall be construed to provide any civil or criminal  
22 immunity from liability for an intentional act or an act of gross negligence by a seller or  
23 buyer under this section which constitute a violation of any civil or criminal laws of this  
24 state.

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