

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for House Bill No. 824, Pages 1-2, Section 195.740, Lines 1-
2 34, by deleting all of said lines and inserting in lieu thereof the following:

3
4 "195.740. For the purposes of sections 195.740 to 195.773, the following terms shall mean:

5 (1) "Agricultural hemp propagule", any viable nonseed plant material used to cultivate
6 industrial hemp including, but not limited to, transplants, cuttings, and clones;

7 (2) "Agricultural hemp seed", Cannabis sativa L. seed that meets any labeling, quality, or
8 other standards set by the department of agriculture and that is intended for sale, is sold to, or is
9 purchased by registered [growers] producers for planting;

10 [(2)] (3) "Crop", industrial hemp grown under a single registration;

11 [(3)] (4) "Department", the Missouri department of agriculture;

12 [(4)] "Grain", Cannabis sativa L. seed used to make an industrial hemp commodity or
13 product;]

14 (5) ["Grower", a person, joint venture, or cooperative who is a Missouri resident or an entity
15 that is domiciled in this state that produces industrial hemp;

16 ~~———(6) "Handler", a person, joint venture, or cooperative who is a Missouri resident or an entity~~
17 ~~that is domiciled in this state that receives industrial hemp for processing into commodities,~~
18 ~~products, feed, or agricultural hemp seed;~~

19 ~~———(7)] "Indoor cultivation facility", any greenhouse or enclosed building or structure capable~~
20 ~~of continuous cultivation throughout the year that is not a residential building;~~

21 (6) "Industrial hemp plant monitoring system", a reporting system that includes, but is not
22 limited to, testing, transfer reports, and data collection maintained by a [grower or handler] producer
23 or agricultural hemp propagule and seed permit holder and available to the department for purposes
24 of monitoring viable [agricultural hemp seed and] industrial hemp cultivated as an agricultural
25 product from planting to final [packaging] sale or transfer as a publicly marketable hemp product;

26 (7) "Nonviable", plant material or agricultural hemp seed that is not capable of living or
27 growing;

28 (8) "Produce", the cultivation and harvest of viable industrial hemp;

29 (9) "Producer", a person who is a Missouri resident, or an entity that is domiciled in this
30 state, who grows or produces viable industrial hemp;

31 (10) "Publicly marketable product", any nonviable hemp material, including seed, stem,
32 root, leaf, or floral material, that contains no material with a delta-9 tetrahydrocannabinol
33 concentration exceeding three-tenths of one percent on a dry weight basis."; and
34

35 Further amend said bill, Page 2, Section 195.743, Line 4, by inserting after the bracket "]" the word
36 "Viable"; and

Action Taken _____ Date _____

Further amend said bill and page, Section 195.746, Lines 7-8, by deleting the phrase "ensures that the seed complies" and inserting in lieu thereof the following:

"ensure that ~~[the]~~ all agricultural hemp propagules and agricultural hemp seed ~~[complies]~~ comply"; and

Further amend said bill, page, and section, Lines 9-10, by deleting all of said lines and inserting in lieu thereof the following:

"2. Any person who sells, distributes, or offers for sale any agricultural hemp propagule or agricultural hemp seed in the state shall obtain an agricultural hemp propagule and seed permit from the department. An agricultural hemp propagule and seed permit shall authorize a permit holder to sell, distribute, or offer for sale agricultural hemp propagules or agricultural hemp seed to registered producers or other permit holders. A permit holder is exempt from requirements in Chapter 266 if he or she only sells, distributes, or offers for sale agricultural hemp propagules or agricultural hemp seed.

3. An application for an industrial hemp registration or agricultural hemp propagule and seed ~~[production]~~ permit shall include:"; and

Further amend said bill and section, Page 3, Lines 12-19, by deleting said lines and inserting in lieu thereof the following:

"(2) The name and address of the industrial hemp or agricultural hemp propagule or seed operation;

(3) For any industrial hemp registration, the global positioning system coordinates and legal description for the property used for the industrial hemp ~~[or agricultural hemp seed]~~ operation;

(4) The application fee, as determined by the department, in an amount sufficient to cover the administration, regulation, and enforcement costs associated with sections 195.740 to 195.773; and

(5) Any other information the department deems necessary.

~~[3.]~~ 4. The department shall issue a registration ~~[or permit]~~ under this section to an applicant"; and

Further amend said bill, page and section, Line 26, by inserting after the word "fee." the following:

"If required by federal law, the department shall require an applicant for an agricultural hemp propagule and seed permit to comply with the fingerprint criminal history background check requirements of this subsection."; and

Further amend said bill, page, and section, Line 27, by deleting the number "4." and inserting in lieu thereof the numbers "[4.] 5."; and

Further amend said bill, page, and section, Lines 27, 30, 32, and 33, by deleting all instances of the phrase "~~[or permit]~~" and inserting in lieu thereof the words "or permit"; and

Further amend said bill, page, and section, Line 27-28, by deleting the phrase "~~[registration and permit holders]~~ registrants" and inserting in lieu thereof the words "~~[registration]~~ producers and permit holders"; and

Further amend said bill, page, and section, Line 29, by deleting all of said line and inserting in lieu thereof the following:

"~~5.~~6. An industrial hemp registration or agricultural hemp propagule and seed [~~production~~] permit is:"; and

Further amend said bill, page, and section, Lines 31 and 34, by deleting all occurrence of "[~~or permittee~~]" and inserting in lieu thereof the words "~~or~~ [~~permittee~~] permit holder"; and

Further amend said bill, page, and section, Line 36, by inserting after the word "registrant" the words "or permit holder"; and

Further amend said bill, page, and section, Line 38, by deleting the number "6." and inserting in lieu thereof the number "7."; and

Further amend said bill and page, Section 195.749, Line 2, by deleting all of said line and inserting in lieu thereof the following:

"hemp registration or agricultural hemp propagule and seed [~~production~~] permit and may impose a civil penalty"; and

Further amend said bill, page, and section, Line 5, by deleting the phrase "[~~or permit~~]" and inserting in lieu thereof the words "or permit"; and

Further amend said bill, page, and section, Line 7, by inserting after the word "hemp" the words "or an agricultural hemp propagule and seed permit"; and

Further amend said bill and section, Page 4, Line 10, by deleting the word "producer's" and inserting in lieu thereof the words "producer or permit holder's"; and

Further amend said bill, page, and section, Line 11, by deleting the phrase "[~~or permit~~]" and inserting in lieu thereof the words "or permit"; and

Further amend said bill, page, and section, Line 16, by deleting the phrase "[~~or an agricultural hemp seed production permit~~]" and inserting in lieu thereof the words "or agricultural hemp propagule and seed [~~production~~] permit"; and

Further amend said bill and page, Section 195.752, Line 1, by inserting after the number "195.752." the number "1."; and

Further amend said bill, page, and section, Lines 2 and 3, by deleting all occurrences of the word "shall" and inserting in lieu thereof the words "[~~shall~~] may"; and

Further amend said bill, page, and section, Line 11, by inserting after all of said line the following:

"2. Any person selling, distributing, or offering for sale any agricultural hemp propagule or agricultural hemp seed in the state who does not have a valid agricultural hemp propagule and seed permit issued under section 195.746 may be subject to an administrative fine of five hundred dollars and may be fined one thousand dollars per day until such person obtains a valid permit."; and

Further amend said bill and page, Section 195.755, Lines 1-6, by deleting all of said section and lines; and

Further amend said bill, Page 5, Section 195.758, Line 1, by inserting after the word "producer" the words "or permit holder"; and

Further amend said bill, page, and section, Line 2, by deleting the words "~~crop and agricultural hemp seed~~" and inserting in lieu thereof the words "crop and agricultural hemp propagule and seed"; and

Further amend said bill, page, and section, Line 8, by deleting the phrase "~~or an agricultural hemp seed production permit~~" and inserting in lieu thereof the words " or agricultural hemp propagule and seed [production] permit"; and

Further amend said bill, page, and section, Lines 11-12, by deleting all of said lines and inserting in lieu thereof the following"

"(5) A final department order directed to the [~~grower's or handler's~~] producer or permit holder's industrial hemp or agricultural hemp propagule and seed operations or activities."; and

Further amend said bill and section, Page 6, Line 39, by deleting the word "grain"; and

Further amend said bill and page, Section 195.764, Line 1, by inserting after the word "producers" the words "and permit holders"; and

Further amend said bill, Page 7, Section 195.773, Line 3, by deleting the phrase "~~[permit and]~~" and inserting in lieu thereof the words "permit and"; and

Further amend said bill, page, and section, Line 17, by inserting after all of said section and line the following:

"~~[195.755. A grower may retain seed from each industrial hemp crop to ensure a sufficient supply of seed for that grower for the following year. A grower shall not be required to obtain an agricultural hemp seed production permit in order to retain seed for future planting. Any seed retained by a grower for future planting shall not be sold or transferred and does not have to meet agricultural hemp seed standards established by the department.]~~"; and

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