

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for House Bill No. 2704, Pages 1-3, Section 37.020, Lines 1-
2 64, by deleting all of said section and lines from the bill; and

3
4 Further amend said bill, Page 37, Section 196.3009, Lines 4-10, by deleting said lines and inserting
5 in lieu thereof the following:

6
7 "(2) For any person twenty-one years of age or older, cultivating or possessing no more than
8 twelve mature, flowering marijuana plants for noncommercial, personal use. Any person twenty-
9 one years of age or older may contract with a commercial grower to grow his or her allotment of
10 marijuana plants for noncommercial, personal use. The authority shall set fines for any person who
11 exceeds the limitation under this subdivision if the person has not obtained a temporary or annual
12 marijuana business license;"; and

13
14 Further amend said bill, page, and section, Line 22, by inserting after all of said section and line the
15 following:

16
17 "196.3010. 1. A person twenty-one years of age or older may apply for a seed permit to sell
18 seeds produced from his or her noncommercial, personal-use marijuana plants under subdivision 2
19 of subsection 1 of section 196.3009. A seed permit shall only allow the sale of seeds or marijuana
20 propagules. No seed permit holder shall sell marijuana products, concentrate, extract, or flower or
21 part of the plant under the permit.

22 2. An application for a seed permit shall include the name and address of the applicant and
23 any other information the authority deems necessary.

24 3. The application and renewal fee for a seed permit shall be determined by the authority,
25 and permits shall be effective for a period of three years after issuance. Renewal applications shall
26 be submitted no more than ninety days prior to the expiration of the seed permit.

27 4. A seed permit holder may be subject to no more than two random compliance inspections
28 per calendar year, under procedures established by the authority.

29 5. Seeds must be produced only from the seed permit holder's noncommercial, personal use
30 marijuana plants as described in section 196.3009 or from plants cultivated under a valid medical
31 marijuana cultivation licenses.

32 6. A seed permit shall not allow the permit holder to exceed the noncommercial, personal
33 use marijuana plant limit as set forth in section 196.3009.

34 7. A seed permit holder shall not sell seeds to an individual under twenty-one years of age.";
35 and

36
Action Taken _____ Date _____

Further amend said bill, Page 38, Section 196.3021, Line 21, by inserting after the semicolon ";" the word "and"; and

Further amend said bill, page, and section, Lines 24-26, by deleting said lines and inserting in lieu thereof the number "557.059"; and

Further amend said bill, Page 43, Section 196.3028, Line 112, by deleting the word "may" and inserting in lieu thereof the word "shall"; and

Further amend said bill and section, Page 44, Lines 156-168, by deleting said lines and inserting in lieu thereof the following:

"17. The department shall revoke all medical marijuana cultivation licenses issued under Article XIV, Section 1 of the Constitution of Missouri that are inactive as of August 28, 2022. The authority shall authorize an allotment of two million one hundred thousand square feet of authorized canopy grow space for marijuana business licensees licensed under this section. Any entity holding a medical marijuana cultivation license under Article XIV, Section 1 of the Constitution of Missouri as of August 28, 2022, may apply for one marijuana business license under this section. The authority shall consider applications received by December 31, 2022, for marijuana business licensees requesting no less than five thousand square feet of canopy space to no more than thirty thousand square feet. Applications shall be ranked by canopy space requested, from the minimum to the maximum as specified, and the authority shall grant all applications in such ranked order until the two million one hundred thousand square feet allotment of canopy space authorized is filled. Applications received after December 31, 2022, shall be considered if there are unfilled canopy allotments. The authority shall grant all license applications for less than five thousand square feet of canopy space on a rolling basis that meet the requirements of sections 196.3000 to 196.3048, and such licenses granted shall not count against the two million one hundred thousand square feet allotment. If marijuana is decriminalized or legalized by the federal government, the authority shall grant any minimally sufficient license application for any amount of canopy space without restriction."; and

Further amend said bill, Page 47, Section 196.3032, Line 26, by deleting said line and inserting in lieu thereof the following:

"8. A licensed marijuana transporter may maintain and operate one or more warehouses in the state to handle marijuana, marijuana concentrate, and marijuana products. Each warehouse shall be registered and inspected by the authority prior to its use and shall meet all security requirements determined by the authority.

9. A marijuana transporter licensee shall use the seed-to-sale tracking system"; and

Further amend said bill by renumbering all subsequent subsections accordingly; and

Further amend said bill, Page 49, Section 196.3036, Line 3, by inserting after all of said section and line the following:

"196.3039. 1. The authority shall by rule create a statewide hospitality business license that allows a business including, but not limited to, a lodge establishment as defined under section 315.005, bar, or restaurant to sell marijuana or marijuana products for consumption on the premises

1 or a catering business to sell marijuana or marijuana products at a private event.

2 2. The authority shall maintain a list of businesses licensed under this section.

3 3. Businesses that are licensed under this section shall:

4 (1) Confirm that guests who desire to consume marijuana or marijuana products are twenty-
5 one years of age or older or have a patient identification card under Amendment XIV of the
6 Missouri Constitution;

7 (2) Post a notice at all entrances declaring that marijuana or marijuana products may be
8 consumed on the premises; and

9 (3) Ensure that areas and rooms where marijuana or marijuana products may be consumed
10 are located twenty feet or more from areas that do not allow such consumption or ensure that
11 marijuana or marijuana product consumption is restricted to a floor or floors that are specifically
12 designated for the consumption of such products. A lodging establishment licensed under this
13 section that allows consumption everywhere on the establishment's premises shall be exempt from
14 the requirements of this subdivision.

15 4. (1) The authority shall determine a fee for a license issued under this section in an
16 amount sufficient to cover the administration, regulation, and enforcement costs under sections
17 196.3000 to 196.3048.

18 (2) A business seeking licensure under this section shall submit an application to the
19 authority with the fee in a form and manner determined by the authority. The application shall
20 require that the business include a written description, blueprints, or similar information that
21 communicates to the authority that the business is in compliance with the requirements of this
22 section.

23 5. (1) Any business that does not have a hospitality business license under this section and
24 that knowingly allows guests or consumers to consume marijuana or marijuana products on its
25 premises shall be subject to a fine in the amount of one thousand dollars for a first offense. A
26 second offense shall result in a fine in the amount of two thousand dollars. A third or subsequent
27 offense shall result in a fine in the amount of five thousand dollars. In addition to a fine, a fourth
28 offense shall result in a one-week suspension of a license issued to the business by the applicable
29 municipal or county governing body, if any such license exists.

30 (2) Any business licensed under this section that has not posted notice as required under
31 subdivision (2) of subsection 3 of this section shall be subject to a fine in the amount of one hundred
32 dollars for the first offense. A second offense shall result in a fine in the amount of two hundred
33 dollars. A third offense shall result in a fine in the amount of five hundred dollars. A fourth offense
34 shall result in the loss of the business's license issued under this section for a period of one year.
35 After one year, the business shall be eligible to reapply for a license issued under this section.

36 (3) Any business licensed under this section that does not comply with the requirements
37 under subdivision (3) of subsection 3 of this section shall be subject to a fine in the amount of one
38 hundred dollars for the first offense. A second offense shall result in a fine of two hundred dollars.
39 A third offense shall result in a fine of three hundred dollars. A fourth offense shall result in the loss
40 of the business's license issued under this section for a period of one year. After one year, the

1 business shall be eligible to reapply for such license."; and

2
3 Further amend said bill and page, Section 196.3042, Lines 1-2, by deleting said lines and inserting
4 in lieu thereof the following:

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6 "196.3042. If marijuana is decriminalized or legalized by the federal government, any
7 licensed marijuana business in this state may engage in interstate commerce, and the state may enter
8 into any interstate compact or agreement relating to marijuana."; and

9
10 Further amend said bill and page, Section 196.3047, Lines 1-3, by deleting all of said section and
11 lines from the bill; and

12
13 Further amend said bill by amending the title, enacting clause, and intersectional references
14 accordingly.