

# HOUSE BILL NO. 2248

## 102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE FRANCIS.

4621H.011

DANA RADEMAN MILLER, Chief Clerk

### AN ACT

To repeal section 195.207, RSMo, relating to hemp extract.

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

Section A. Section 195.207, RSMo, is repealed, to read as follows:

~~[195.207. 1. As used in section 192.945 and this section, the term "hemp extract" shall mean an extract from a cannabis plant or a mixture or preparation containing cannabis plant material that:~~

~~(1) Is composed of no more than three tenths percent tetrahydrocannabinol by weight;~~

~~(2) Is composed of at least five percent cannabidiol by weight; and~~

~~(3) Contains no other psychoactive substance.~~

~~2. Notwithstanding any other provision of this chapter, an individual who has been issued a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, and possesses or uses hemp extract is not subject to the penalties described in this chapter for possession or use of the hemp extract if the individual:~~

~~(1) Possesses or uses the hemp extract only to treat intractable epilepsy as defined in section 192.945;~~

~~(2) Originally obtained the hemp extract from a sealed container with a label indicating the hemp extract's place of origin and a number that corresponds with a certificate of analysis;~~

~~(3) Possesses, in close proximity to the hemp extract, a certificate of analysis that:~~

~~(a) Has a number that corresponds with the number on the label described in subdivision (2) of this subsection;~~

~~(b) Indicates the hemp extract's ingredients including its percentages of tetrahydrocannabinol and cannabidiol by weight;~~

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.

24                   (e) ~~Is created by a laboratory that is not affiliated with the producer of~~  
25 ~~the hemp extract and is licensed in the state where the hemp extract was~~  
26 ~~produced; and~~

27                   (d) ~~Is transmitted by the laboratory to the department of health and~~  
28 ~~senior services; and~~

29                   (4) ~~Has a current hemp extract registration card issued by the~~  
30 ~~department of health and senior services under section 192.945.~~

31                   3. ~~Notwithstanding any other provision of this chapter, an individual~~  
32 ~~who possesses hemp extract lawfully under subsection 2 of this section and~~  
33 ~~administers hemp extract to a minor suffering from intractable epilepsy is not~~  
34 ~~subject to the penalties described in this chapter for administering the hemp~~  
35 ~~extract to the minor if:~~

36                   (1) ~~The individual is the minor's parent or legal guardian; and~~

37                   (2) ~~The individual is registered with the department of health and~~  
38 ~~senior services as the minor's parent under section 192.945.~~

39                   4. ~~An individual who has been issued a valid hemp extract registration~~  
40 ~~card under section 192.945, or is a minor under a registrant's care, may possess~~  
41 ~~up to twenty ounces of hemp extract pursuant to this section. Subject to any~~  
42 ~~rules or regulations promulgated by the department of health and senior~~  
43 ~~services, an individual may apply for a waiver if a physician provides a~~  
44 ~~substantial medical basis in a signed, written statement asserting that, based on~~  
45 ~~the patient's medical history, in the physician's professional judgment, twenty~~  
46 ~~ounces is an insufficient amount to properly alleviate the patient's medical~~  
47 ~~condition or symptoms associated with such medical condition.]~~

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