

SENATE SUBSTITUTE  
FOR  
SENATE BILL NO. 984  
AN ACT

To amend chapter 195, RSMo, by adding thereto three new sections relating to cannabis, with penalty provisions.

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

Section A. Chapter 195, RSMo, is amended by adding thereto  
2 three new sections, to be known as sections 195.800, 195.819,  
3 and 195.900, to read as follows:

195.800. 1. Notwithstanding any other provision of  
2 law to the contrary, no state agency, including employees  
3 therein, shall disclose to the federal government, any  
4 federal government employee, or any unauthorized third party  
5 the statewide list or any individual information of persons  
6 who have applied for or obtained a qualifying patient  
7 identification card, a qualifying patient cultivation  
8 identification card, or a primary caregiver identification  
9 card, as those cards are described in article XIV, section 1  
10 of the Constitution of Missouri relating to the right to  
11 access medical marijuana.

12 2. Any person who knowingly violates the provisions of  
13 this section shall be guilty of a class E felony.

195.819. Marijuana dispensary facilities, as described  
2 in article XIV of the Constitution of Missouri, selling  
3 marijuana, marijuana-infused products, or intoxicating  
4 cannabinoids, as defined in section 195.900, to end user  
5 consumers shall not create or retain any record containing  
6 the consumer's identifying information upon the consumer's  
7 written request. The provisions of this section shall not  
8 apply to any record-keeping requirements relating to

9 qualifying patients and primary caregivers under article  
10 XIV, section 1 of the Constitution of Missouri. Any  
11 dispensary facility that violates the provisions of this  
12 section shall be assessed a five hundred dollar fine per  
13 occurrence.

195.900. 1. This section shall be known and may be  
2 cited as the "Intoxicating Cannabinoid Control Act".

3 2. As used in this section, the following terms mean:

4 (1) "CBD", cannabidiol, a nonintoxicating cannabinoid  
5 found in cannabis and hemp;

6 (2) "Cannabinoids", ligands that are either plant-  
7 derived, synthetic, or semisynthetic, and have an affinity  
8 for and activity at cannabinoid receptors;

9 (3) "Department", the department of health and senior  
10 services;

11 (4) "Intoxicating cannabinoids":

12 (a) Any cannabinoid, however derived or created, that  
13 has an intoxicating effect when consumed or otherwise  
14 ingested, irrespective of whether the cannabinoid was  
15 created or developed through natural means or through  
16 chemical conversion, isomerization, synthetic derivation,  
17 heat, or any other process by which molecules may be  
18 manipulated; and

19 (b) Any cannabinoid, semisynthetic or synthetic  
20 cannabinoid, or precursor to an intoxicating cannabinoid  
21 that may become intoxicating when heated, decarboxylated, or  
22 otherwise manipulated, excluding, without limitation, CBD.  
23 "Intoxicating cannabinoids" shall be construed to conform  
24 to, and be included in the definition of "marijuana" under  
25 article XIV of the Constitution of Missouri and shall not be  
26 construed to conform to or be included in the definition of  
27 "industrial hemp" in section 195.010;

28           (5) "Marijuana", as such term is defined in article  
29 XIV of the Constitution of Missouri.

30           3. The general assembly hereby declares that the state  
31 has a compelling interest in ensuring that products  
32 containing intoxicating cannabinoids are regulated in  
33 relation to the standards applied to similar products,  
34 including, but not limited to robust safety, testing,  
35 packaging, and labeling requirements, as well as safeguards  
36 to prohibit the consumption of intoxicating cannabinoids by  
37 children. It is the intent of this section that  
38 intoxicating cannabinoid products should be subject to the  
39 legal framework contained in article XIV of the Constitution  
40 of Missouri, under which the purchase, possession,  
41 consumption, use, delivery, manufacturing, and sale of  
42 marijuana is regulated by the department.

43           4. Notwithstanding any provision of law to the  
44 contrary, all intoxicating cannabinoid products are  
45 marijuana and shall be regulated by the department in a same  
46 manner as the department regulates marijuana under article  
47 XIV of the Constitution of Missouri, including, but not  
48 limited to, requiring intoxicating cannabinoid products to  
49 be subject to the same growing, manufacturing, dispensing,  
50 transportation, advertising, marketing, testing, packaging,  
51 and labeling requirements as marijuana, and that all  
52 intoxicating cannabinoid products are cultivated,  
53 manufactured, and sold only at a licensed comprehensive  
54 facility, medical facility, or marijuana microbusiness  
55 facility, as such terms are defined in article XIV of the  
56 Constitution of Missouri. The department shall regulate all  
57 intoxicating cannabinoid products consistent with, and in  
58 addition to, other natural marijuana products pursuant to  
59 its constitutionally-mandated requirement to regulate

60 marijuana within the framework of article XIV of the  
61 Constitution of Missouri.

62 5. The department shall collaborate with the  
63 department of public safety and all other pertinent law  
64 enforcement agencies in this state to ensure the provisions  
65 of this section are enforced.

66 6. The department of health and senior services shall  
67 promulgate all rules and regulations necessary to implement  
68 the provisions of this section. Any rule or portion of a  
69 rule, as that term is defined in section 536.010, that is  
70 created under the authority delegated in this section shall  
71 become effective only if it complies with and is subject to  
72 all of the provisions of chapter 536 and, if applicable,  
73 section 536.028. This section and chapter 536 are  
74 nonseverable and if any of the powers vested with the  
75 general assembly pursuant to chapter 536 to review, to delay  
76 the effective date, or to disapprove and annul a rule are  
77 subsequently held unconstitutional, then the grant of  
78 rulemaking authority and any rule proposed or adopted after  
79 August 28, 2024, shall be invalid and void.