

FIRST REGULAR SESSION

SENATE COMMITTEE SUBSTITUTE FOR

# SENATE BILL NO. 54

103RD GENERAL ASSEMBLY

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KRISTINA MARTIN, Secretary

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## AN ACT

To amend chapters 144 and 195, RSMo, by adding thereto twenty-two 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. Chapters 144 and 195, RSMo, are amended by  
2 adding thereto twenty-two new sections, to be known as sections  
3 144.028, 195.800, 195.819, 195.900, 195.2540, 195.2550,  
4 195.2555, 195.2560, 195.2563, 195.2565, 195.2575, 195.2580,  
5 195.2585, 195.2590, 195.2595, 195.2600, 195.2605, 195.2607,  
6 195.2610, 195.2615, 195.2617, and 195.2620, to read as follows:

**144.028. 1. As used in this section, the term "hemp-  
2 derived consumable beverage product" shall have the same  
3 meaning given to the term in section 195.2550.**

**4 2. For all tax years beginning on or after January 1,  
5 2026, an excise tax is hereby levied and imposed upon the  
6 retail sale of hemp-derived consumable beverage products to  
7 consumers within this state. The rate of tax shall be two  
8 percent of the retail purchase price paid or charged and  
9 shall be in addition to any tax imposed under any other  
10 provision of federal, state, or local law.**

**11 3. The revenue derived from the two percent rate  
12 levied under this section shall be used exclusively for the  
13 funding of veterans' programs, drug abuse prevention and  
14 education programs, and first responder programs.**

15           4. The tax imposed under this section is intended to  
16 be passed on to and borne by the purchaser of the hemp-  
17 derived consumable beverage products. The tax is a debt  
18 from the purchaser to the retailer until paid and is  
19 recoverable at law by the retailer in the same manner as  
20 other debts. A retailer is considered to act as a trustee  
21 on behalf of the state when it collects tax from the  
22 purchaser on a taxable transaction. The tax shall be stated  
23 and charged separately on any documentation provided to the  
24 purchaser by the retailer at the time of the transaction.

          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.

          2. Any person who knowingly violates the provisions of  
12 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, shall not  
3 create or retain any record containing the consumer's  
4 identifying information; provided, that a facility may  
5 create or retain such records if the consumer affirmatively  
6 agrees to such, in writing, and if the facility does not  
7 refuse to provide services or sell goods to the consumer if  
8 he or she does not agree to the creation or retention of  
9 such records. The provisions of this section shall not

10 apply to any record-keeping requirements relating to  
11 qualifying patients and primary caregivers under Article  
12 XIV, Section 1 of the Constitution of Missouri. Any  
13 dispensary facility that violates the provisions of this  
14 section shall be assessed a five-hundred-dollar fine per  
15 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) "Cannabinoid", any of the ligands that are plant-  
5 derived, synthetic, or semisynthetic and that have an  
6 affinity for and activity at cannabinoid receptors;

7 (2) "CBD", cannabidiol, a nonintoxicating cannabinoid  
8 found in cannabis and hemp;

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

11 (4) "Hemp", the plant *Cannabis sativa L.* and any part  
12 of that plant, including the seeds thereof and all  
13 derivatives, extracts, cannabinoids, isomers, acids, salts,  
14 and salts of isomers, whether growing or not, with a delta-9  
15 tetrahydrocannabinol concentration of not more than three-  
16 tenths of one percent on a dry-weight basis;

17 (5) "Hemp-derived consumable beverage product", the  
18 same meaning given to the term in section 195.2550;

19 (6) "Intoxicating cannabinoid":

20 (a) Any cannabinoid, however derived or created, that  
21 has an intoxicating effect when consumed or otherwise  
22 ingested, regardless of whether the cannabinoid was created  
23 or developed through natural means or through chemical  
24 conversion, isomerization, synthetic derivation, heat, or  
25 any other process by which molecules may be manipulated

26 including, but not limited to, tetrahydrocannabinolic acid  
27 (THCA); and

28 (b) Any cannabinoid, semisynthetic or synthetic  
29 cannabinoid, or precursor to an intoxicating cannabinoid  
30 that may become intoxicating when heated, decarboxylated, or  
31 otherwise manipulated, excluding, without limitation, CBD  
32 and hemp-derived consumable beverage products.

33 The term "intoxicating cannabinoid" shall be construed to  
34 conform to, and be included in, the definition of  
35 "marijuana" under Article XIV of the Constitution of  
36 Missouri, but shall not be construed to conform to or be  
37 included in the definition of "hemp" in this section or in  
38 the definition of "industrial hemp" in section 195.010. The  
39 term "intoxicating cannabinoid" shall not include any hemp-  
40 derived consumable beverage product;

41 (7) "Marijuana", the same meaning given to the term in  
42 Article XIV of the Constitution of Missouri. The term  
43 "marijuana" shall not be construed to conform to or be  
44 included in the definition of "hemp" in this section.

45 3. Hemp, industrial hemp, hemp-derived consumable  
46 beverage products, and hemp-derived products that do not  
47 contain intoxicating cannabinoids shall not be considered  
48 marijuana and shall not be subject to the legal framework  
49 contained in Article XIV of the Constitution of Missouri.  
50 Nothing in this section shall be interpreted to regulate  
51 hemp, industrial hemp, hemp-derived consumable beverage  
52 products, or products that do not contain intoxicating  
53 cannabinoids, and the provisions of this section shall not  
54 be interpreted in a manner that would conflict with or  
55 otherwise preempt the Agriculture Improvement Act of 2018,  
56 P.L. 115-334.

57           4. Nothing in this section shall be construed to  
58 prohibit the interstate commerce of hemp or the  
59 transportation or shipment of hemp through this state.

60           5. Notwithstanding any provision of law to the  
61 contrary, all intoxicating cannabinoid products are  
62 marijuana and shall be regulated by the department in the  
63 same manner as the department regulates marijuana under  
64 Article XIV of the Constitution of Missouri including, but  
65 not limited to, requiring intoxicating cannabinoid products  
66 to be subject to the same growing, manufacturing,  
67 dispensing, transportation, advertising, marketing, testing,  
68 packaging, and labeling requirements as marijuana and  
69 requiring all intoxicating cannabinoid products to be  
70 cultivated, manufactured, and sold only at a licensed  
71 comprehensive facility, medical facility, or marijuana  
72 microbusiness facility, as such terms are defined in Article  
73 XIV of the Constitution of Missouri. The department shall  
74 regulate all intoxicating cannabinoid products consistent  
75 with, and in addition to, other natural marijuana products  
76 in accordance with its constitutionally-mandated requirement  
77 to regulate marijuana within the framework of Article XIV of  
78 the Constitution of Missouri.

79           6. No person or entity engaged in the sale of products  
80 that contain CBD, hemp, marijuana, cannabinoids, or  
81 intoxicating cannabinoids or in the sale of paraphernalia to  
82 aid in the human consumption of such products, other than a  
83 comprehensive marijuana dispensary facility, medical  
84 marijuana dispensary facility, or microbusiness dispensary  
85 facility, as such terms are defined in Article XIV of the  
86 Constitution of Missouri, shall carry on, conduct, or  
87 transact business under a name that contains as part of the  
88 name the word "dispensary" or any word of similar import.

89           7. The department shall collaborate with the  
90 department of public safety and all other pertinent law  
91 enforcement agencies in this state to ensure the provisions  
92 of this section are enforced.

93           8. The department of health and senior services shall  
94 promulgate all rules and regulations necessary to implement  
95 the provisions of this section. The department and the  
96 department of public safety shall actively and aggressively  
97 enforce the provisions of this section and all department  
98 rules and regulations promulgated under this section. Any  
99 rule or portion of a rule, as that term is defined in  
100 section 536.010, that is created under the authority  
101 delegated in this section shall become effective only if it  
102 complies with and is subject to all of the provisions of  
103 chapter 536 and, if applicable, section 536.028. This  
104 section and chapter 536 are nonseverable and if any of the  
105 powers vested with the general assembly pursuant to chapter  
106 536 to review, to delay the effective date, or to disapprove  
107 and annul a rule are subsequently held unconstitutional,  
108 then the grant of rulemaking authority and any rule proposed  
109 or adopted after August 28, 2025, shall be invalid and void.

          195.2540. Sections 195.2540 to 195.2620 shall be known  
2 and may be cited as the "Hemp-Derived Consumable Beverage  
3 Products Act".

          195.2550. As used in sections 195.2540 to 195.2620,  
2 unless the context otherwise requires, the following terms  
3 mean:

4           (1) "Batch", a specific quantity of hemp-derived  
5 consumable beverage product that is manufactured at the same  
6 time and using the same methods, equipment, and ingredients;  
7 that is uniform and intended to meet specifications for  
8 identity, strength, purity, and composition; and that is

9 manufactured, packaged, and labeled according to a single  
10 batch production record executed and documented;

11 (2) "Batch number", a unique numeric or alphanumeric  
12 identifier assigned to a batch of hemp-derived consumable  
13 beverage products;

14 (3) "Business", any of the following licensed under  
15 sections 195.2540 to 195.2620:

16 (a) A distributor;

17 (b) A retailer; or

18 (c) A manufacturer;

19 (4) "Department", the department of health and senior  
20 services;

21 (5) "Distributor", a person or entity that purchases  
22 hemp-derived consumable beverage products from manufacturers  
23 and sells them to retailers;

24 (6) "Division", the division of alcohol and tobacco  
25 control of the department of public safety;

26 (7) "Food service establishment", an establishment  
27 where food is prepared and served on the premises;

28 (8) "Franchise", a written or oral arrangement for a  
29 definite or indefinite period, in which a person grants to  
30 another person a license to use a trade name, trademark,  
31 service mark, or related characteristic, and in which there  
32 is a community of interest in the marketing of goods or  
33 services at wholesale, at retail, by lease, by agreement, or  
34 otherwise including, but not limited to, a commercial  
35 relationship of definite duration or continuing indefinite  
36 duration between a hemp-derived consumable beverage product  
37 manufacturer and a hemp-derived consumable beverage product  
38 distributor wherein a hemp-derived consumable beverage  
39 product distributor is granted the right to offer, sell, and  
40 distribute within this state or any designated area thereof

41 some or all of the hemp-derived consumable beverage product  
42 manufacturer's hemp-derived consumable beverage products to  
43 hemp-derived consumable beverage product retailers;

44 (9) "Hemp", the plant *Cannabis sativa L.* and any part  
45 of that plant, including the seeds thereof and all  
46 derivatives, extracts, cannabinoids, isomers, acids, salts,  
47 and salts of isomers, whether growing or not, with a delta-9  
48 tetrahydrocannabinol concentration of not more than three-  
49 tenths of one percent on a dry-weight basis;

50 (10) "Hemp-derived cannabinoid", any cannabinoid  
51 naturally occurring in, and originating from, the hemp plant  
52 including, but not limited to, delta-9 tetrahydrocannabinol  
53 (delta-9 THC), tetrahydrocannabinolic acid (THCA),  
54 cannabidiol (CBD), cannabidiolic acid (CBDA), cannabinol  
55 (CBN), cannabigerol (CBG), cannabichromene (CBC),  
56 cannabicyclol (CBL), cannabivarin (CBV),  
57 tetrahydrocannabivarin (THCV), cannabidivarin (CBDV),  
58 cannabicitran (CBT), and delta-8 tetrahydrocannabinol (delta-  
59 8 THC). The term "hemp-derived cannabinoid" also includes  
60 any synthetic cannabinoid or semisynthetic cannabinoid with  
61 the same molecular structure as a cannabinoid naturally  
62 occurring in the hemp plant as long as such cannabinoid was  
63 derived from the hemp plant;

64 (11) "Hemp-derived consumable beverage product", a  
65 hemp-derived consumable product that:

66 (a) Is a liquid intended for ingestion in which  
67 naturally derived delta-9 THC is the only hemp-derived  
68 cannabinoid in the product;

69 (b) Contains no more than five milligrams of naturally  
70 derived delta-9 THC per serving; and

71 (c) Either:



72           a. Is sold in a single-use package with no more than  
73 five milligrams of naturally derived delta-9 THC and no more  
74 than sixty milligrams of naturally derived delta-9 THC in a  
75 multi-unit package of single-use units; or

76           b. Is sold in a multi-serving package that contains no  
77 more than eighty-five milligrams of naturally derived delta-  
78 9 THC, provided that:

79           (i) The package is resealable;

80           (ii) The package contains serving sizes of not more  
81 than five milligrams of naturally derived delta-9 THC and  
82 clearly indicates the serving size on the package; and

83           (iii) The volume of the final product for the package  
84 is a minimum of seven hundred fifty milliliters, in the  
85 aggregate;

86           (12) "Hemp-derived consumable product", a hemp product  
87 that is a finished good intended for human ingestion or  
88 inhalation and that does not contain a total THC  
89 concentration measured post-decarboxylation of more than  
90 three-tenths of one percent on a dry-weight basis. Total  
91 THC concentration shall be calculated as the sum of:

92           (a) The measured delta-9 THC; and

93           (b) The product of the measured THCA multiplied by  
94 eight hundred seventy-seven thousandths;

95           (13) "Hemp product", any product that contains a hemp-  
96 derived cannabinoid. The term "hemp product" shall not  
97 include:

98           (a) Any hemp-derived product intended for topical  
99 application;

100           (b) Any hemp-derived animal feed product; or

101           (c) Any hemp seeds or hemp-seed-derived ingredients  
102 that are generally recognized as safe by the U.S. Food and  
103 Drug Administration;

104           (14) "Ingestion", the process of consuming a hemp-  
105 derived consumable product through the mouth by swallowing  
106 into the gastrointestinal system or through tissue  
107 absorption;

108           (15) "License", a license issued in accordance with  
109 sections 195.2540 to 195.2620;

110           (16) "Manufacture", to compound, blend, extract,  
111 infuse, or otherwise make or prepare products containing a  
112 hemp-derived cannabinoid, including the processes of  
113 extraction, infusion, packaging, repackaging, labeling, and  
114 relabeling of products containing a hemp-derived cannabinoid;

115           (17) "Manufacturer", any person who engages in the  
116 process of manufacturing, preparing, or packaging hemp-  
117 derived consumable beverage products;

118           (18) "On-premises retailer", a retailer, other than a  
119 food service establishment, that sells hemp-derived  
120 consumable beverage products for on-site consumption;

121           (19) "Proof of age", a valid driver's license or other  
122 government-issued identification card that contains a  
123 photograph of the person and confirms the person's age as  
124 twenty-one years of age or older;

125           (20) "Retail establishment", a place of business open  
126 to the general public for the sale of goods or services;

127           (21) "Retailer", a person or entity that sells hemp-  
128 derived consumable beverage products for consumption and not  
129 for resale. The term "retailer" shall include on-premises  
130 retailers and any food service establishments engaged in  
131 such sales;

132           (22) "Serving", the amount of a hemp-derived  
133 consumable beverage product the manufacturer suggests be  
134 consumed at a single time.

195.2555. 1. A person shall not knowingly:

2           (1) Sell or distribute a hemp-derived consumable  
3 beverage product to a person who is under twenty-one years  
4 of age;

5           (2) Purchase a hemp-derived consumable beverage  
6 product on behalf of a person who is under twenty-one years  
7 of age;

8           (3) Persuade, entice, send, or assist a person who is  
9 under twenty-one years of age to purchase, acquire, receive,  
10 or attempt to purchase a hemp-derived consumable beverage  
11 product;

12           (4) Distribute free samples of a hemp-derived  
13 consumable beverage product in or on a public street,  
14 sidewalk, or park;

15           (5) Sell hemp-derived consumable beverage products in  
16 or on a public street, sidewalk, or park without obtaining a  
17 temporary event permit from the division; or

18           (6) Sell or distribute a hemp-derived consumable  
19 beverage product without having first obtained proof of age  
20 from the prospective purchaser or recipient unless an  
21 ordinary person would conclude on the basis of appearance  
22 that the prospective purchaser or recipient is not under  
23 twenty-one years of age.

24           2. A person under twenty-one years of age shall not  
25 knowingly:

26           (1) Purchase, possess, or accept receipt of a hemp-  
27 derived consumable beverage product; or

28           (2) Present purported proof of age that is false or  
29 fraudulent or that does not actually identify the person for  
30 the purpose of purchasing or receiving a hemp-derived  
31 consumable beverage product.

32           3. Any hemp-derived consumable beverage product,  
33 including those in cases or boxes, offered for retail sale

34 shall be merchandised in such a manner, which may include,  
35 but shall not be limited to, signage, shelf-talkers, and  
36 stickers on cooler doors, so as to clearly indicate to  
37 consumers the products contain hemp-derived cannabinoids and  
38 are for sale only to persons twenty-one years of age or  
39 older.

40 4. Any person who violates any provision of this  
41 section shall be subject to a fine not to exceed two hundred  
42 fifty dollars for a first violation to be paid into the  
43 state school moneys fund established under section 166.051  
44 as provided by law for other fines and penalties. The  
45 penalty for any second or subsequent violation shall be a  
46 class D misdemeanor.

47 5. The division shall enforce sections 195.2540 to  
48 195.2620 in a manner that may reasonably be expected to  
49 reduce the extent to which hemp-derived consumable beverage  
50 products are sold or distributed to persons under twenty-one  
51 years of age and shall conduct inspections at locations  
52 where such products are sold or distributed to ensure  
53 compliance with sections 195.2540 to 195.2620.

54 6. Nothing in this section shall prohibit law  
55 enforcement from using the following persons to enforce the  
56 provisions of this section:

57 (1) Any minor under eighteen years of age if the  
58 minor's parent or legal guardian has consented to the  
59 minor's involvement in the enforcement effort; and

60 (2) Any person eighteen years of age or older and  
61 under twenty-one years of age if the person has consented to  
62 his or her involvement in the enforcement effort.

63 7. Notwithstanding the provisions of this chapter or  
64 chapter 579 or any other provision of law to the contrary  
65 other than the provisions of subsection 8 of this section,

66 any purchase, possession, consumption, use, manufacture,  
67 transportation, or distribution of any hemp-derived  
68 consumable beverage product that complies with the  
69 provisions of sections 195.2540 to 195.2620 shall be lawful.

70 8. If the sale of hemp-derived consumable beverage  
71 products becomes illegal under federal law, the following  
72 provisions shall apply:

73 (1) The sale of hemp-derived consumable beverage  
74 products in this state shall be prohibited;

75 (2) Any license issued by the division under sections  
76 195.2540 to 195.2620 shall be revoked; and

77 (3) The division shall not begin, or shall stop,  
78 issuing any licenses under sections 195.2540 to 195.2620.

195.2560. 1. A person or entity that is in the  
2 business of hemp-derived consumable beverage products in  
3 this state, including any manufacturer, distributor, or  
4 retailer, shall obtain a license from the division  
5 authorizing the person or entity to engage in that business  
6 prior to the commencement of the business or, for a business  
7 operating before the effective date of the rules promulgated  
8 under sections 195.2540 to 195.2620, within a time period  
9 specified by the division by rule.

10 2. Any person or entity engaging in the business of  
11 manufacturing or selling hemp-derived consumable beverage  
12 products in this state without a valid license required  
13 under sections 195.2540 to 195.2620 shall be subject to a  
14 fine not to exceed two hundred fifty dollars.

15 3. (1) Any license granted to a retailer shall be  
16 location-specific. The division shall require a retailer to  
17 obtain a separate license for each location at which the  
18 retailer sells hemp-derived consumable beverage products for  
19 consumption.

20           (2) Any license granted to a manufacturer or  
21 distributor shall not be location-specific. The division  
22 shall not require a manufacturer or distributor to obtain a  
23 separate license for each location at which the manufacturer  
24 or distributor operates.

25           4. To obtain and maintain a manufacturer, distributor,  
26 or retailer license under this section, a person or entity  
27 shall:

28           (1) Submit to the division information the division  
29 prescribes as necessary for the efficient enforcement of  
30 sections 195.2540 to 195.2620;

31           (2) For initial licensing, pay to the division a fee  
32 of:

33           (a) For manufacturers and distributors, five hundred  
34 dollars; and

35           (b) For retailers, two hundred fifty dollars per  
36 location, not to exceed two thousand five hundred dollars  
37 for a retailer with multiple locations; and

38           (3) Consent to reasonable inspection and sampling by  
39 the division of the person's or entity's inventory of hemp-  
40 derived consumable beverage products.

41           5. A license issued under this section shall be valid  
42 for a period of one year and may be renewed annually. The  
43 division shall charge an annual renewal fee of:

44           (1) For manufacturers and distributors, two hundred  
45 fifty dollars; and

46           (2) For retailers, one hundred dollars per location,  
47 not to exceed two thousand five hundred dollars for a  
48 retailer with multiple locations.

49           6. The division may deny or revoke a license for any  
50 violation of sections 195.2540 to 195.2620 or the rules  
51 promulgated under sections 195.2540 to 195.2620.

52           7. No more than ninety days after the promulgation of  
53 rules under sections 195.2540 to 195.2620, the division  
54 shall issue licenses for the manufacture, distribution, and  
55 sale of hemp-derived consumable beverage products in this  
56 state.

57           8. Notwithstanding any other provision of this section  
58 to the contrary, any applicant that meets the requirements  
59 set forth in sections 195.2540 to 195.2620 shall be issued a  
60 license by the division. A license application shall be  
61 automatically deemed approved, and a license shall be  
62 issued, if the division fails to approve or deny the  
63 application within thirty days of the date of the submission  
64 of the application.

65           9. All fees payable under this section shall be  
66 collected by the division and transmitted to the department  
67 of revenue for deposit in the state treasury to the credit  
68 of the hemp business fund established under section 195.2563.

195.2563. 1. There is hereby created in the state  
2 treasury the "Hemp Business Fund". All fees authorized to  
3 be charged by the division under section 195.2560 shall be  
4 collected by the director of the division and shall be  
5 transmitted to the department of revenue for deposit in the  
6 state treasury for credit to this fund. The state treasurer  
7 shall be custodian of the fund. In accordance with sections  
8 30.170 and 30.180, the state treasurer may approve  
9 disbursements. The fund shall be a dedicated fund and, upon  
10 appropriation, moneys in this fund shall be used solely for  
11 the administration of sections 195.2540 to 195.2620.

12           2. Notwithstanding the provisions of section 33.080 to  
13 the contrary, any moneys remaining in the fund at the end of  
14 the biennium shall not revert to the credit of the general  
15 revenue fund.

16           3. The state treasurer shall invest moneys in the fund  
17 in the same manner as other funds are invested. Any  
18 interest and moneys earned on such investments shall be  
19 credited to the fund.

          195.2565. 1. Before April 1, 2026, the division shall  
2 promulgate rules on the licensure of hemp-derived consumable  
3 beverage product businesses to implement the provisions of  
4 sections 195.2540 to 195.2620. The rules shall, at a  
5 minimum:

6           (1) Set forth application forms and guidelines for  
7 obtaining a license as a hemp-derived consumable beverage  
8 product business;

9           (2) Specify the date by which hemp-derived consumable  
10 beverage product businesses operating before the effective  
11 date of the rules promulgated under this section shall  
12 obtain a license to continue operating; and

13           (3) Set forth requirements for business operations in  
14 accordance with sections 195.2540 to 195.2620.

15           2. Before April 1, 2026, the department shall  
16 promulgate rules on the testing of hemp-derived consumable  
17 beverage products.

18           3. Any rule or portion of a rule, as that term is  
19 defined in section 536.010, that is created under the  
20 authority delegated in this section shall become effective  
21 only if it complies with and is subject to all of the  
22 provisions of chapter 536 and, if applicable, section  
23 536.028. This section and chapter 536 are nonseverable and  
24 if any of the powers vested with the general assembly  
25 pursuant to chapter 536 to review, to delay the effective  
26 date, or to disapprove and annul a rule are subsequently  
27 held unconstitutional, then the grant of rulemaking



28 authority and any rule proposed or adopted after August 28,  
29 2025, shall be invalid and void.

195.2575. 1. The label of a hemp-derived consumable  
2 beverage product offered for distribution or sale in this  
3 state shall contain the following information in not less  
4 than three-point font:

5 (1) Product name or common name on the front of the  
6 label;

7 (2) Brand name on the front of the label;

8 (3) Size of the container or net count of individual  
9 items on the front of the label;

10 (4) Net weight or volume;

11 (5) Suggested product use, including serving sizes if  
12 the product is intended for ingestion;

13 (6) List of ingredients, including:

14 (a) The amount of any advertised cannabinoid in  
15 milligrams; and

16 (b) The amount of any primary cannabinoid in  
17 milligrams;

18 (7) List of potential allergens;

19 (8) The name and address of the manufacturer or  
20 distributor;

21 (9) Batch number;

22 (10) A statement that use while pregnant or breast-  
23 feeding may be harmful;

24 (11) A statement that the product contains hemp-  
25 derived cannabinoids and that consumption of certain  
26 cannabinoids may impair the consumer's ability to drive or  
27 operate heavy machinery;

28 (12) A statement to keep out of the reach of children;

29 (13) A statement that the product is only for persons  
30 twenty-one years of age or older;

31 (14) A statement to consult a physician before use;

32 (15) A statement that consuming hemp-derived  
33 consumable beverage products may result in a failed drug  
34 test; and

35 (16) A best-by date in accordance with rules  
36 promulgated by the department.

37 2. The label of each hemp-derived consumable beverage  
38 product shall include:

39 (1) The following text: "This product has not been  
40 evaluated by the Food and Drug Administration. This product  
41 is not intended to diagnose, treat, cure, mitigate, or  
42 prevent any disease."; and

43 (2) The following text: "Warning - The safety of this  
44 product has not been determined.".

45 3. Hemp-derived consumable beverage product labels  
46 shall not:

47 (1) Have any likeness or bear any reasonable  
48 resemblance to a human, animal, cartoon character, or  
49 fictional character;

50 (2) Appear to imitate a food, candy, or other commonly  
51 available snack product that is typically marketed toward or  
52 appealing to children; or

53 (3) Infringe upon any trademarks protected by the U.S.  
54 Patent and Trademark Office or the Missouri office of the  
55 secretary of state.

195.2580. 1. A hemp-derived consumable beverage  
2 product that is sold in this state shall be labeled in  
3 accordance with section 195.2575 and include a quick  
4 response code that directs consumers to all label  
5 information required by section 195.2575 and all information  
6 on product testing required by department rules.

7           2.   (1)   A hemp-derived consumable beverage product  
8   that is sold in this state shall be manufactured in the  
9   United States under all applicable laws governing the  
10  manufacture of hemp-derived products in its jurisdiction of  
11  origin including, but not limited to, abiding by Current  
12  Good Manufacturing Practices (CGMP) and Generally Recognized  
13  as Safe (GRAS) standards.

14           (2)   Notwithstanding the provisions of subdivision (1)  
15  of this subsection, cannabinoids are allowed in a hemp-  
16  derived consumable beverage product despite not having GRAS  
17  status. All ingredients other than cannabinoids in the  
18  final hemp-derived consumable beverage product shall have  
19  GRAS status.

20           3.   Any hemp-derived consumable beverage product that  
21  is sold in this state shall not be sold without a validly  
22  issued certificate of analysis issued by an independent  
23  testing laboratory within the previous twenty-four months.

24           4.   A hemp-derived consumable beverage product that is  
25  sold or offered for sale in violation of sections 195.2540  
26  to 195.2620 shall be subject to seizure and forfeiture.

195.2585. 1. A retailer or manufacturer of a hemp-  
2   derived consumable beverage product shall not advertise,  
3   market, or offer for sale a hemp-derived consumable beverage  
4   product by using any trade dress, trademark, branding, or  
5   related imagery or scenery that is prohibited under this  
6   section in the labeling or design of the product or product  
7   packaging or in advertising or marketing materials for the  
8   product.

9           2.   Any trade dress, trademark, branding, or related  
10  imagery or scenery shall be prohibited under this section if  
11  the trade dress, trademark, branding, or related imagery or  
12  scenery depicts or signifies characters or symbols known to

13 appeal primarily to persons under twenty-one years of age or  
14 mimics commonly available candy or snack products.

15 3. Nothing in this section prohibits the use of  
16 drawings, illustrations, or artwork depicting nonmythical  
17 creatures, inanimate objects, scenery, humanoid characters,  
18 fruit- or flavor-focused images, or any other items not  
19 known to appeal primarily to persons under twenty-one years  
20 of age.

195.2590. 1. Sections 195.2540 to 195.2620 shall not  
2 be construed to permit a person to undertake any task while  
3 impaired by the use of a hemp-derived consumable beverage  
4 product if doing so would constitute negligence or  
5 professional malpractice.

6 2. (1) A person shall not operate, navigate, or be in  
7 actual physical control of a motor vehicle, aircraft,  
8 motorized watercraft, or any other vehicle while impaired by  
9 the use of a hemp-derived consumable beverage product.

10 (2) Conduct while intoxicated from the use of a hemp-  
11 derived consumable beverage product shall be subject to the  
12 penalties for driving while intoxicated under section  
13 577.010 in the same manner that conduct while intoxicated  
14 from the use of any other drug is subject to such penalties.

15 3. (1) A person shall not drive a motor vehicle on a  
16 public road while consuming a hemp-derived consumable  
17 beverage product.

18 (2) A person shall not possess an open container of a  
19 hemp-derived consumable beverage product while driving a  
20 motor vehicle on a public road.

21 (3) A violation of subdivision (1) or (2) of this  
22 subsection is an infraction for which four points shall be  
23 assessed to the person's driver's license under section  
24 302.302.

25           4. Sections 195.2540 to 195.2620 shall not require an  
26 employer to accommodate the use of a hemp-derived consumable  
27 beverage product in the workplace or an employee working  
28 while impaired by the use of a hemp-derived consumable  
29 beverage product.

30           5. Sections 195.2540 to 195.2620 shall not exempt a  
31 person from prosecution for a criminal offense related to  
32 impairment or intoxication resulting from the use of a hemp-  
33 derived consumable beverage product or relieve a person from  
34 any requirement under the law to submit to a breath, blood,  
35 urine, or other test to detect the presence of a controlled  
36 substance.

          195.2595. 1. Nothing in sections 195.2540 to 195.2620  
2 shall prohibit hemp-derived consumable beverage product  
3 manufacturers from assigning exclusive territories for  
4 distribution of hemp-derived consumable beverage products.

5           2. (1) Any person, cooperative, or business holding  
6 any one of the three types of hemp-derived consumable  
7 beverage product licenses who is engaged in the production,  
8 manufacturing, distribution, or sale of hemp-derived  
9 consumable beverage products shall not hold either of the  
10 other two types of hemp-derived consumable beverage product  
11 licenses and shall not have a financial interest, either  
12 direct or indirect, in a person, cooperative, or business  
13 holding any of the other two types of hemp-derived  
14 consumable beverage product licenses.

15           (2) A hemp-derived consumable beverage product  
16 manufacturer shall not directly solicit, sell, or otherwise  
17 convey hemp-derived consumable beverage products to  
18 retailers. Hemp-derived consumable beverage product  
19 manufacturers are authorized to solicit and sell hemp-  
20 derived consumable beverage products to hemp-derived

21 consumable beverage product distributors. Hemp-derived  
22 consumable beverage product distributors are authorized to  
23 solicit and sell hemp-derived consumable beverage products  
24 to hemp-derived consumable beverage product retailers.

25 (3) The prohibitions of this subsection shall not  
26 apply to any hemp-derived consumable beverage product  
27 manufacturer who sells less than one thousand gallons of the  
28 product each year.

29 3. No person or entity shall deliver, ship, or cause  
30 to be delivered or shipped any hemp-derived consumable  
31 beverage product directly to any resident of this state.

195.2600. 1. Each hemp-derived consumable beverage  
2 product distributed or available for distribution in this  
3 state shall be officially registered with the division and  
4 shall comply with the requirements of this section.

5 2. Application for registration shall be made to the  
6 division on a form provided by the division and shall  
7 include the following information:

8 (1) The name and address of the applicant;

9 (2) The name and address of the person whose name will  
10 appear on the label if such person is not the applicant;

11 (3) The name of the product;

12 (4) The type and use of the product;

13 (5) A complete copy of the label as it will appear on  
14 the product in a legible format;

15 (6) If the product has been assigned a National Drug  
16 Code in accordance with 21 CFR 207.33, the National Drug  
17 Code number; and

18 (7) The applicant's proof of using Current Good  
19 Manufacturing Practices (CGMP) and Generally Recognized as  
20 Safe (GRAS) standards as required under sections 195.2540 to  
21 195.2620.

22           3. The application for registration shall include a  
23 certificate of analysis for the hemp-derived consumable  
24 beverage product that is from an independent testing  
25 laboratory and that meets requirements set forth in rules  
26 promulgated by the department.

27           4. The division may deny registration for an  
28 incomplete application.

29           5. A new registration is required for any of the  
30 following:

31           (1) Any change in a hemp-derived consumable beverage  
32 product's ingredients;

33           (2) Any change to the directions for use; and

34           (3) Any change of name for the product.

35           6. Any change not described in subsection 5 of this  
36 section shall not require a new registration, but the  
37 registrant shall submit copies of each label change to the  
38 division as soon as the change is effective.

39           7. The registrant is responsible for the accuracy and  
40 completeness of the information submitted.

41           8. A hemp-derived consumable beverage product that has  
42 been discontinued shall continue to be registered in the  
43 state until the product is no longer available for  
44 distribution.

          195.2605. 1. Testing of any hemp-derived consumable  
2 beverage product for purposes of sections 195.2540 to  
3 195.2620 shall be conducted on the hemp-derived consumable  
4 beverage product in its final form in accordance with the  
5 rules promulgated by the department.

6           2. The certificate of analysis for a hemp-derived  
7 consumable beverage product shall report the test results  
8 required by department rules in specified units of measure

9 and in accordance with the requirements for a hemp-derived  
10 consumable beverage product in section 195.2580.

195.2607. 1. The division shall conduct randomized  
2 inspections of hemp-derived consumable beverage products  
3 distributed or available for distribution in this state for  
4 compliance with the requirements of sections 195.2540 to  
5 195.2620.

6 2. The division shall periodically sample, analyze,  
7 and test hemp-derived consumable beverage products  
8 distributed within this state for compliance with  
9 registration and labeling requirements and the certificate  
10 of analysis.

11 3. The division may conduct inspections of hemp-  
12 derived consumable beverage products distributed or  
13 available for distribution for any reason the division deems  
14 necessary.

195.2610. 1. All retail establishments and food  
2 service establishments offering hemp-derived consumable  
3 beverage products shall be licensed by the division in  
4 accordance with sections 195.2540 to 195.2620.

5 2. A hemp-derived consumable beverage product may be  
6 sold by on-premises retailers or in food service  
7 establishments if the hemp-derived consumable beverage  
8 product has been registered in accordance with section  
9 195.2600. Any other hemp-derived consumable beverage  
10 product or class of products shall not be sold by on-  
11 premises retailers or in food service establishments.

12 3. A retail establishment, on-premises retailer, or  
13 food service establishment shall not offer hemp-derived  
14 consumable beverage products at a temporary event or  
15 festival unless the retail establishment, on-premises  
16 retailer, or food service establishment is licensed by the



17 division in accordance with sections 195.2540 to 195.2620  
18 and obtains a temporary event permit from the division.

19 4. A business that distributes, sells, or serves hemp-  
20 derived consumable beverage products shall not permit any  
21 person who is under twenty-one years of age to serve hemp-  
22 derived consumable beverage products unless the person is an  
23 employee of the business who is eighteen years of age or  
24 older and under the direct supervision of a person twenty-  
25 one years of age or older.

26 5. A hemp-derived consumable beverage product shall  
27 not be sold for on-site consumption unless the prospective  
28 purchaser or recipient has presented proof of age or an  
29 ordinary person would conclude on the basis of appearance  
30 that the prospective purchaser or recipient is not under  
31 twenty-one years of age.

32 6. Except as set forth in this section, only  
33 prepackaged registered hemp-derived consumable beverage  
34 products shall be offered for direct consumption at on-  
35 premises retailers or food service establishments.

36 7. Hemp-derived consumable beverage products shall not  
37 be added to an ingestible food product at a food service  
38 establishment.

39 8. Hemp-derived consumable beverage products may be  
40 combined with nonalcoholic ingestible beverage products at  
41 an on-premises retailer or food service establishment.

42 9. On-premises retailers and food service  
43 establishments serving hemp-derived consumable beverage  
44 products shall not provide hemp-derived consumable beverage  
45 products to individuals who are believed to be intoxicated.

46 10. An on-premises retailer or food service  
47 establishment offering any hemp-derived consumable beverage  
48 product shall provide to consumers upon request:

- 49           (1) The common name of the product; and  
50           (2) The distributor or manufacturer of the product.

51           11. On-site sampling of hemp-derived consumable  
52 beverage products provided by a manufacturer at the  
53 manufacturer's place of business is permitted provided that  
54 the persons sampling are twenty-one years of age or older  
55 and the sampling is conducted in a manner that reflects  
56 responsible serving practices.

          195.2615. The division may regulate the advertising  
2 and promotion of hemp-derived consumable beverage product  
3 sales, but any such regulation shall be no more stringent  
4 than comparable state regulations on the advertising and  
5 promotion of alcohol sales.

          195.2617. For all tax years beginning on or after  
2 January 1, 2026, an excise tax is levied and imposed upon  
3 the retail sale of hemp-derived consumable beverage products  
4 to consumers within this state at the rate and in the manner  
5 set forth in section 144.028.

          195.2620. 1. As used in this section, the following  
2 terms mean:

3           (1) "Good cause":

4           (a) Failure by the hemp-derived consumable beverage  
5 product distributor to comply substantially with the  
6 provisions of an agreement or understanding with the hemp-  
7 derived consumable beverage product manufacturer if the  
8 provisions are both essential and reasonable;

9           (b) Use of bad faith or failure to observe reasonable  
10 commercial standards of fair dealing in the trade; or

11           (c) Revocation or suspension for more than thirty days  
12 of the hemp-derived consumable beverage product  
13 distributor's state or local license required for the normal  
14 operations of its business;

15           (2) "Good faith", the duty of each party to any  
16 franchise and all officers, employees, or agents thereof to  
17 act in a fair and equitable manner toward each other.

18           2. If more than one franchise for the same brand or  
19 brands of hemp-derived consumable beverage products is  
20 granted to different hemp-derived consumable beverage  
21 product distributors in this state, it shall be unlawful for  
22 any hemp-derived consumable beverage product manufacturer to  
23 discriminate between the distributors with respect to any of  
24 the terms, provisions, and conditions of these franchises.

25           3. Notwithstanding the terms, provisions, and  
26 conditions of any franchise to the contrary, no hemp-derived  
27 consumable beverage product manufacturer shall unilaterally  
28 terminate or refuse to continue or change substantially the  
29 condition of any franchise with the hemp-derived consumable  
30 beverage product distributor unless the manufacturer has  
31 first established good cause for such termination,  
32 noncontinuance, or change.

33           4. Any hemp-derived consumable beverage product  
34 distributor may bring an action in a court of competent  
35 jurisdiction against a hemp-derived consumable beverage  
36 product manufacturer for violation of any of the provisions  
37 of this section and may recover damages sustained by such  
38 distributor together with the costs of the action and  
39 reasonable attorney's fees.

40           5. In any action brought by a hemp-derived consumable  
41 beverage product distributor against a hemp-derived  
42 consumable beverage product manufacturer for termination,  
43 noncontinuance, or substantial change in violation of the  
44 provisions of this section, it is a complete defense for the  
45 hemp-derived consumable beverage product manufacturer to

46 prove that the termination, noncontinuance, or substantial  
47 change was done in good faith and for good cause.

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