

SENATE BILL NO. 641

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR MAY.

2537S.01H

KRISTINA MARTIN, Secretary

AN ACT

To amend chapter 195, RSMo, by adding thereto one new section relating to intoxicating cannabinoids.

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 one new section, to be known as section 195.900, to read as
3 follows:

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

3 (1) "Cannabinoids", ligands that are either plant-
4 derived, synthetic, or semisynthetic, and have an affinity
5 for and activity at cannabinoid receptors;

6 (2) "Department", the department of health and senior
7 services;

8 (3) "Intoxicating cannabinoids":

9 (a) Any cannabinoid, however derived or created, that
10 has an intoxicating effect when consumed or otherwise
11 ingested, irrespective of whether the cannabinoid was
12 created or developed through natural means or through
13 chemical conversion, isomerization, synthetic derivation,
14 heat, or any other process by which molecules may be
15 manipulated, including, without limitation, THC-A; and

16 (b) Any cannabinoid, semisynthetic or synthetic
17 cannabinoid, or precursor to an intoxicating cannabinoid
18 that may become intoxicating when heated, decarboxylated, or

19 otherwise manipulated, excluding, without limitation,
20 cannabidiol (CBD).

21 2. Any person or entity selling, or offering for sale,
22 in this state any intoxicating cannabinoid shall not be
23 prohibited from doing so by any law regulating or
24 restricting the sale of any form of *Cannabis sativa L.*;
25 provided, that such products are:

26 (1) Sold only to adults twenty-one years of age or
27 older upon age verification;

28 (2) Compliant with testing and safety regulations
29 promulgated by the department;

30 (3) Compliant with packaging and labeling regulations
31 promulgated by the department in order to protect minors; and

32 (4) Compliant with other regulations promulgated by
33 the department under subsection 4 of this section.

34 3. (1) Any person or entity selling an intoxicating
35 cannabinoid in this state shall annually register with the
36 department prior to the sale of such products. Any person
37 or entity selling intoxicating cannabinoids in this state
38 prior to August 28, 2025, shall have forty-five days to
39 register with the department, during which time such person
40 or entity may continue to sell intoxicating cannabinoids
41 pending registration with the department. All other persons
42 or entities selling intoxicating cannabinoids on or after
43 August 28, 2025, shall be required to register with the
44 department prior to engaging in such sale in this state.

45 (2) Each entity registering with the department shall
46 remit an annual one thousand dollar registration fee to the
47 department, to be used for purposes of enforcement and
48 administration of the provisions of this section.

49 4. The department shall promulgate all rules and
50 regulations necessary to implement the provisions of this

51 section, including, but not limited to, rules designed to
52 protect public health and safety, establish potency limits,
53 implement recall procedures of dangerous products, establish
54 advertising standards, and create mechanisms for compliance
55 and enforcement. Any rule or portion of a rule, as that
56 term is defined in section 536.010, that is created under
57 the authority delegated in this section shall become
58 effective only if it complies with and is subject to all of
59 the provisions of chapter 536 and, if applicable, section
60 536.028. This section and chapter 536 are nonseverable and
61 if any of the powers vested with the general assembly
62 pursuant to chapter 536 to review, to delay the effective
63 date, or to disapprove and annul a rule are subsequently
64 held unconstitutional, then the grant of rulemaking
65 authority and any rule proposed or adopted after August 28,
66 2025, shall be invalid and void.

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