(j) Missouri attorneys providing legal advice or representation relative to this Article XIV shall not be subject to professional discipline, or to criminal or civi liability or sanctions under Missouri law for providing such legal advice or representation.

(k) Patient information under this Article shall be afforded the same protection and confidentiality under the law as other patient medical information.

(1) No patient shall be denied access to medical care or priority for an organ transplant because <u>they hold a qualifying patient</u> identification card or use marijuana for medical use.

(m) No patient shall be denied Medicaid or other medical insurance or other governmental benefits because they hold a aualifying patient identification card application. or use marijuana for medical use.

(n) No testing laboratory shall be subject to civil or criminal prosecution, denial of any right from outside of the state for use, or privilege, civil or administrative sale, distribution, or otherwise. penalty or sanction, or disciplinary action by any accreditation or licensing board or commission for providing laboratory testing services that relate to the medical use of marijuana consistent with this Article XIV and otherwise meeting legal standards of professional conduct.

(o) No health care provider shall requirements for the medical use of marijuana by non-emancipated qualifying patients under eighteen product and any product not years of age in a manner consistent with this Article XIV and with (g) All edible marijuana-infused consent of a parent or guardian.

(p) Subject to provisions to the child-resistant individual acting within the scope of this Article XIV shall not be subject authorized within this Article XIV. Section 8. Legislation.

(a) Nothing in this Article shall font size used on the package. limit the legislature from enacting as containing "Marijuana," or a laws consistent with this Article, or otherwise effectuating this Article, but the legislature shall not be additionally be imprinted with the Facilities, or Medical Marijuana allowed to enact laws to hinder conspicuous lettering "THC", when the effectiveness of this Article or practicable. A label of at least person who allows property to be otherwise alter this Article. Except as specifically provided in this Article, nothing in this Article shall limit the authority of a municipality or county under its land planning and zoning regulations to restrict the location, but not the number of or presence in a municipality or county of Medical Marijuana Dispensary Facilities or Medical Marijuana-Infused/ Extraction Marijuana-Infused/ Products Manufacturing Facilities. (b) No elected official shall interfere directly or indirectly with the Research Board's obligations and

Other Provisions. (a) Nothing in this Article permits

a person to: Undertake any task under the influence of marijuana when doing so would constitute negligence or

professional malpractice; or Operate, navigate, or be in actual physical control of

any dangerous device or

The person's conviction was for a non-violent crime for which the person was not incarcerated in the Missouri Department of Corrections, or its equivalent

in other jurisdictions, that is more than ten (10) years old; The person's conviction was

for a non-violent crime for which the person was incarcerated in the Missouri Department of Corrections, or its equivalent in other

jurisdictions, that is more than fifteen (15) years old; provided that at least five (5) years has elapsed

since that person's release from incarceration.

Medical (d) A Marijuana Cultivation Facility and Medical feet of any then-existing school, Marijuana Research Cultivation group day care home, child day Facility shall not be owned or care center, church, synagogue or controlled, in whole or in part, by mosque. any person who has not been a (m) A physician: resident of Missouri for at one year prior to the date of the Medical Marijuana Cultivation Facility's

(e) No marijuana or medical marijuana-infused product may be brought into the State of Missouri

No Medical Marijuana (f) No Cultivation Facility, Medical Cultivation Marijuana Research Medical Marijuana -acility, <u>Dispensary Facility or Medical</u> Marijuana-Infused/Extraction Products Manufacturing Facility shall manufacture, package or label marijuana or marijuana-infused products in a false, misleading or be subject to mandatory reporting confusing manner or in any manner likely to cause confusion between the marijuana or marijuana-infused

product must be sold in individual re-closeable contrary within this Article XIV, any containers that are labeled with dosage amounts, instructions for use, and estimated length of to professional discipline, or to effectiveness. All marijuana and criminal or civil liability or sanctions marijuana-infused products must under Missouri law for actions be sold in containers clearly and consciously labeled, in a font size at least as large as the largest other "Marijuana-Infused/extraction Product." The product itself must 12 point bold font must be used alerting patients if processed or in a facility where nuts or other on the basis that activities related allergens are processed or used. to medical marijuana may be (h) No poisonous or deleterious prohibited by federal law. substances shall be added to any

CultivationFacilities,Medicalpunishable by law as establishedwarehouse,room,greenhouse,MarijuanaResearchCultivationby the State of Missouri.or other enclosed area equippedFacility,MedicalMarijuana(i) It shall be the responsibility ofwithlocks or other security

the Medical Marijuana Cultivation devices that permit access only by Facility, Medical Research Cultivation Facility, Board requirements, and meeting Medical Marijuana Dispensary industry standards for safety and Facility and Medical Marijuana-safe use of electricity. Infused/Extraction Products Facility activities under this Article XIV. Section 9. Limitations and or entity in the stream of commerce a listing of all substances used in the growth and processing of marijuana, other than soil, water, and seed. All Marijuana sold for (IV, subject to modification by the (q) The

Dispensary Facility or Medical targeted disease groups or panels. Marijuana-Infused/Extraction Participating research entities Products Manufacturing Facility who violate this prohibition shall shall assign, sell, give, lease, have leases voided, and shall sublicense, or otherwise transfer its surrender all profits derived license to any other facility, person. from the participating cures and or entity except as provided in this treatments produced, earned or <u>Article XIV.</u>

(k) This Article XIV shall not and shall be liable for any actual be construed as requiring health and consequential damages and insurance companies to provide in appropriate circumstances also coverage for medical marijuana punitive damages, to the Research use.

(I) No new license shall be being credited to the Biomedical granted to any Medical Marijuana Research and Drug Development Cultivation Facility, Medical Marijuana Research Cultivation Medical Trust Fund - Section 10 Account. Medical Marijuana acility, <u>Dispensary Facility or Medical</u> Marijuana-Infused/Extraction Products Manufacturing Facility that is located within one thousand

. shall not issue physician certifications for the use of medical marijuana exceeding twenty five percent (25%) of the number of prescriptions written by that physician in the same calendar year; and ii. shall not have an income from treating gualifying

Account;

Twenty-five percent (25%)

exclusive purpose of funding

exclusive purpose of funding

public pre-school programs,

secondary school programs,

and to provide grants to in-state Missouri students to

attend state institutions of

higher education governed

at the time of the enactment of this Article XIV by sections of 174.020 to 174.500

Revised Statutes of Missouri

and chapter 172 Revised Statutes of Missouri., and (c) 1/4 of this 25% for the

exclusive purpose of

Missouri residents;

(d) 1/4 of this 25% to fund

funding medical care for

Missouri public employee

retirement trust funds; and Twenty-five percent (25%)

to be refunded to Missouri

state income tax paying

citizens, refunded equally to all citizens of Missouri

taxes of more than five

hundred dollars (\$500)

to the payments being

Board pursuant to this

or more in the year prior

received by the Research

section 10, up to the total

amount of state income tax

paid by such Missouri citizen

in that year. Any residual amounts above and beyond

the tax refund shall be paid

equally to all Missouri state

income tax paying Missour

residents. The refund check to Missouri citizens

(g) All contracts entered into

pursuant to this section 10 and this Article XIV shall require that any

cures obtained pursuant to section

made available to the residents of

the State of Missouri at cost, with no mark-up.

10 and this Article XIV shall be

shall clearly state "Research Board Tax Refund".

who have paid state income

to general revenue of the

Missouri state roads and

State of Missouri with

bridges infrastructure tepairs. (b) 1/4 of this 25% for the

public elementary and

(a) 1/4 of this 25% for the

patients with primarily medical marijuana exceeding twenty five percent (25%) of the physician's gross income

(n) It is the public policy of the state of Missouri that contracts related to marijuana for medical use that are entered into by Qualifying Patients, Designated Medical Primary Caregivers, Cultivation Facilities, Marijuana Marijuana Research Medical Cultivation Facilities, Medical Marijuana-Infused/Extraction Products Manufacturing Facilities, or Medical Marijuana Dispensary Facilities and those who allow property to be used by those entities, should be enforceable. It is the public policy of the state of Missouri that no contract entered <u>into by Qualifying Patients,</u> Designated Primary Caregivers Medical Marijuana Research Cultivation Facility. Medical Marijuana Cultivation Facilities, Medical Marijuana-Infused/ Extraction Products Manufacturing used for activities that are exempt from state criminal penalties by this packed with nuts or allergens, or Article XIV, shall be unenforceable

(o) Marijuana cultivation of marijuana or marijuana-infused/ all types must occur indoors in extracted product. Doing so shall be an enclosed, locked facility: a Marijuana authorized personnel, Research

(p) Real and personal property used in the cultivation, manufacture, transport, testing, distribution, sale, and administration of marijuana for medical use or for activities otherwise in compliance with this Article XIV shall not be subject to approved methods, in addition to other labels required by this Article that use.

XIV, subject to modification by the (q) The Research Board Anticity and all clauses and phrases shall be (a); Research Board, shall be labeled may require Medical Marijuana and all clauses and phrases shall be (a); Research Board, shall be labeled may require Medical Marijuana and all clauses and phrases shall be (a); (5) No lease, rental arrangement this subsection.

a member of the organization for six months instead of the current two years?

State and local governmental savings from this proposal. received, to the State of Missouri

Board with all such damage awards thereof relating to bingo. That at the next general election state of Missouri: to be held in the state of Missouri, Sections 290.5 (f) Any monies received pursuant to this section 10 shall be paid into governor for that purpose, there is enacted to read as follows: hereby submitted to the qualified 290.502. 1. Except as the Biomedical Research and Drug Development Institute Trust Fund Section 10 Account and annually disbursed by the following formula: Fifty percent (50%) to the Biomedical Research and Drug Development Institute Trust Fund General Purpose

commonly known as bingo when in interstate commerce, whichever conducted by religious, charitable, rate per hour is higher. requirements:

person who works for or is in any five cents. way affiliated with the licensed organization;

(2) No license shall be granted (2) No license shall be granted 290.500 to 290.530, and to any organization unless it has notwithstanding subsection (1) of been in continuous existence for this section, effective January 1. at least five years immediately 2019, every employer shall pay to prior to the application for the <u>each employee wages at the rate</u> license. An organization must have <u>of not less than \$8.60 per hour, or</u> twenty bona fide members to be wages at the same rate or rates set considered to be in existence;

(3) No person shall participate as the prevailing federal minimum in the management, conduct or wage applicable to those covered operation of any game unless that person:

of the licensed organization for the established by this subsection shall [two years] six months immediately be increased each year by \$.85 preceding such participation, and per hour, effective January 1 of volunteers the time and service <u>each of the next four years, until it</u> necessary to conduct the game; <u>reaches \$12.00 per hour, effective</u>

the licensed organization;

professional gambler or gambling or decreased on January I, 2024, and on January 1 of successive

stamp for wagering or gambling subsection (2) of this section. It activity;

any felony;

or pleaded nolo contendere to any illegal gambling activity; (g) Is of good moral character;

(4) Any person, any officer or to this subsection (3), but the higher director of any firm or corporation, federal rate shall immediately (a) The provisions of this and any partner of any partnership

on package inserts, in at least 8 call during all operating hours, subsections, provisions, clauses, or purchase arrangement for any

State and local governments estimate no direct costs or savings from the proposal, but operating costs could increase by an unknown annual amount

entities estimate no costs or that could be significant. State savings from this proposal. and local government tax Submitting to the qualified revenue could change by an voters of Missouri an amendment unknown annual amount ranging repealing section 39(a) of article III from a \$2.9 million decrease to a

of the Constitution of Missouri, and \$214 million increase depending adopting one new section in lieu on business decisions. Be it enacted by the people of the

Sections 290.502 and 290.527 on Tuesday next following the first of the Revised Statutes of Missouri Monday in November, 2018, or at a are amended and a new section special election to be called by the to be known as section 290.529 is

290.502. 1. Except as may be voters of this state, for adoption or otherwise provided pursuant rejection, the following amendment sections 290.500 to 290.530 to article III of the Constitution of effective January I, 2007, every

the state of Missouri: employer shall pay to each Section A. Section 39(a), article employee wages at the rate of III, Constitution of Missouri, is \$6.50 per hour, or wages at the repealed and one new section same rate or rates set under the adopted in lieu thereof, to be known provisions of federal law as the as section 39(a), to read as follows: prevailing federal minimum wage Section 39(a). The game applicable to those covered jobs

fraternal, veteran or service 2. The minimum wage shall be organizations is not a lottery or increased or decreased on January gift enterprise within the meaning I, 2008, and on January 1 of of subdivision (9) of section 39 of successive years, by the increase this article if the general assembly or decrease in the cost of living. On authorizes by law that religious, September 30, 2007, and on each charitable, fraternal, service, or September 30 of each successive veteran organizations may conduct year, the director shall measure the game commonly known as the increase or decrease in the bingo, upon the payment of the cost of living by the percentage license fee and the issuance of the increase or decrease as of the license as provided for by law. Any preceding July over the level as of such law shall include the following July of the immediately preceding quirements: year of the Consumer Price (1) All net receipts over and Index for Urban Wage Earners

above the actual cost of conducting and Clerical Workers (CPI-W) or the game as set by law shall be successor index as published by used only for charitable, religious the U.S. Department of Labor or its or philanthropic purposes, and successor agency, with the amount no receipts shall be used to of the minimum wage increase or compensate in any manner any decrease rounded to the nearest

3. Except as may be otherwise provided pursuant to sections under the provisions of federal law jobs in interstate commerce, erson: <u>whichever rate per hour is higher.</u> (a) Has been a bona fide member <u>Thereafter, the minimum wage</u>

(b) Is not a paid staff person for January 1, 2023. Thereafter, the minimum wage established by (c) Is not and has never been a this subsection shall be increased (d) Has never purchased a tax years, per the method set forth in

at any time the federal minimum (e) Has never been convicted of wage rate is above or is thereafter increased above the minimum (f) Has never been convicted of wage then in effect under this r pleaded nolo contendere to any subsection, the minimum wage required by this subsection shall continue to be increased pursuant become the minimum wage Article shall become effective on December 31, 2018. (a) All of the provisions of this (a) All of the provisions of this Article shall be increased or decreased per premises for use in a game shall the method set forth in subsection (a) All of the provisions of this are all of the qualifications of (2) for so long as it remains higher Board Article, all sections, all subsections paragraph (3) except subparagraph than the state minimum wage required and increased pursuant to

4. For purposes of this section, an individual licensed in Missouri phrases, and words within them are equipment or premise for use in a the term "public employer" means to the practice of pharmacy as severable. If any of the sections, game shall provide for payment in an employer that is the state or a 338 of the subsections, provisions, clauses, excess of the reasonable market political subdivision of the state, Revised Statutes of Missouri who phrases, or words within them rental rate for such premises and in including a department, agency is available for on-site or telephone are found by a court of competent no case shall any payment based officer, bureau, division, board, consultation within thirty (30) jurisdiction to be unconstitutional on a percentage of the gross commission, or instrumentality of the state, or a city, county, town (6) No person, firm, partnership village, school district, or other <u>Collaborative Ventures.</u> (a) The Research Board may words within them shall be and any remuneration or profit for <u>Subsection (3) of this section shall</u> enter into leases of property remain valid. If any appointment participating in the management, not apply to a public employer with remain valid. with respect to its employees. Any (7) [No advertising of any <u>public employer that is subject</u> game shall be permitted except to subsections (1) and (2) of this for building and construction, jobs, jurisdiction to be unconstitutional on the premises of the licensed section shall continue to be subject education, research to find cures, and in such endeavors enter into contracts for joint ventures and subject to any valid qualification organization or through ordinary communications between the subject to any valid qualification organization and its members; and in such endeavors enter into subject to any valid qualification organization and its members; (8)] Any other requirement the the wages to which the employee general assembly finds necessary is entitled under or by virtue of incurable diseases and to develop cures all appointments or selections conducted solely for the benefit of be liable to the employee affected that may be discovered, improved pursuant to 3(k)i-iii. are found the eligible organizations and the for the full amount of the wage or patented, in whole or part, and by a court of competent general community. amount equal to twice the unpaid EXPLANATION-Matter enclosed wages as liquidated damages. in bold-faced brackets [thus] in less any amount actually paid to (b) Any participating research subject to any valid qualification the above bill is not enacted and the employee by the employer requirement, shall be made by the is intended to be omitted from the and for costs and such reasonable Governor with the consent of a law. Matter in bold-face type in the attorney fees as may be allowed by the court or jury. The employee may bring any legal action necessary to collect the claim. Any agreement between the employee and the employer to work for less than the wage rate shall be no defense to the action. All actions for the collection of any deficiency in wages shall be commenced within [two] three years of the accrual of the cause of action. 290.529. Except circumstances set forth in section 290.523, all the provisions of sections 290.500 to 290.530 are severable. If any provision, including any section, subsection, to 290.530, or the application thereof to any person or circumstance, is found by a court of competent jurisdiction to be invalid, unconstitutional, or unconstitutionally enacted such decision shall not affect other provisions or applications of sections 290.500 to 290.530 that can be given effect without invalid, unconstitutional, unconstitutionally enacted the or provision or application.

motor vehicle, aircraft or motorboat while under the influence of marijuana; or iii. Bring a claim against any employer, former employer or prospective employer for wrongful discharge, discrimination, or any similar cause of action or remedy, based on the employer, former employer or prospective employer prohibiting the employee, former employee or prospective employee from being under the influence of marijuana while at work or disciplining the employer or former employee, up to and including termination from employment, for working or attempting to work while under the influence of marijuana; or iv. Consume, smoke, or use marijuana in a jail, prison, or other correctional facility; or Consume, smoke, or use marijuana in a drug ii <u>rehabilitation facility; or</u> <u>vi. Consume, smoke, or use</u> marijuana in a hospital or medical facility without a hospital or facility's consent; or vii. Consume, smoke or use marijuana in a public place, including specifically, but not limited to, sidewalks, iv. parks, playgrounds, sporting facilities, businesses, airports, bus stations, trains, _ V casinos, government buildings, churches, synagogues or mosques; or viii. Undertake growing or processing marijuana in a negligent or dangerous manner (b) A physician certification may only be given after the physician has conducted a full assessment of the patient's medical history and an in-person physical examination. A physician certification may be valid for up to twenty four (24) months. (c) No Medical Marijuana Cultivation Facility Medical Marijuana Research Cultivation acility, Medical Marijuana Sispensary Facility or Medical Marijuana-Infused/Extraction Products Manufacturing Facility shall be owned, in whole or part, or have as an officer, <u>director, board member, manager</u> or employee, any individual who has been convicted of a felony. However, the Research Board may on a case by case basis find an exception based upon letters of recommendation and proof of rehabilitation by community service and lack of subsequent convictions The person's conviction was for the medical use of marijuana or assisting in the medical use of marijuana; or

point type: i. "GOVERNMENT WARNING: THIS PACKAGE CONTAINS MARIJUANA, A CONTROLLED SUBSTANCE. KEEP OUT OF REACH OF CHILDREN AND ANIMALS. MARIJUANA MAY ONLY BE CONSUMED BY A QUALIFYING PATIENT WITH A QUALIFYING PATIENT IDENTIFICATION CARD. MARIJUANA USE WHILE PREGNANT OR BREASTFEEDING MAY BE HARMFUL. CONSUMPTION OF MARIJUANA IMPAIRS YOUR ABILITY TO DRIVE AND OPERATE MACHINERY. DO NOT USE WHEN OPERATING A MOTOR VEHICLE OR DANGEROUS MACHINERY. THE INTOXICATING EFFECTS OF INGESTED MARIJUANA PRODUCTS MAY BE DELAYED UP TO WO HOURS. For packages containing only dried flower, the net weight of marijuana in the package. iii. Identification of the source and date of cultivation, the type of marijuana, or for marijuana infused products the date of manufacturing and packaging. The appellation of origin, if any. List of pharmacologically active ingredients, by percentage, including, but not limited to, tetrahydrocannabinol (THC), cannabidiol (CED), and other cannabinoid content, the THC and other cannabinoid amount in milligrams per serving, servings per package, and the THC and other cannabinoid amount in milligrams for the package total, and the potency of the marijuana or marijuana product by reference to the amount of tetrahydrocannabinol and cannabidiol in each serving. vi. For marijuana infused products, a list of all ingredients and disclosure of nutritional information. vii. A list of any solvents, nonorganic pesticides herbicides, and fertilizers that were used in the cultivation, production, and manufacture of such marijuana or marijuana product. viii. A warning if nuts or other known allergens are used in the product, or place of processing or sale Marijuana Medical No Medical Cultivation Facility,

defined in Chapter minutes Section 10 Collaborative Ventures. (a) The Research Board may owned or to be acquired by the or selection pursuant to this conduct or operation of the game; Research Board on the campus Article, except 3(k)i-iii, are with participating research entities found by a court of competent collaborative efforts and to find cures and treatments for presently the Governor with the consent lease property for reasonable jurisdiction to be unconstitutional campus development and pursuant to this Article XIV. entities, whether public, private, quasi-public or quasi-private, which develops cures or treatments which majority of the Senate. <u>occurs in whole or part, directly or</u> indirectly, by having its presence on the Biomedical Research and Drug STATE OF MISSOURI Development Institute campus or in participation by written agreement with the Research Board, shall pay to the Biomedical Research and Drug Development Trust Fund <u>upon contractual amount but if no</u> is a full, true and complete copy is a full, true and complete copy contract has been entered into as of Constitutional Amendment No. of Constitutional Amendment No. to an amount, then the greater of 3, to be submitted to the qualified 4, to be submitted to the qualified three percent of all gross revenues voters of the State of Missouri at voters of the State of Missouri at or seventeen percent of all profits the General Election to be held the the General Election to be held the derived from the participating sixth day of November, 2018. entities research contracts when practicable shall be published on the Research Board's website at least 14 calendar days before any contract is finalized and published again after the contract is finalized. (c) The Research Board may, along with or in conjunction with the participating research entity, or other entities, or on its own,

make, produce, develop, market, distribute, license, and sell cures, goods services and products both of a medical and non-medical nature. (d) All participating research entities shall establish a physical presence in Missouri, be licensed o do business in the State of Missouri and consent to jurisdiction of Missouri courts, and all contracts shall be governed by Missouri law. (e) Participating research entities shall not provide anything of value to any member of the Research Board or their employees that could influence academic or

research freedom, or otherwise interfere with the academic or Marijuana Research Cultivation Facility, Medical Marijuana of the Research Board, nor to

or unconstitutionally enacted, the receipts or proceeds be permitted; Public-Private remaining sections, subsections,

requirement, shall be made by or unconstitutionally enacted,

≻ SS

John R. Ashcroft, Secretary

Secretary of State

28th day of August, 2018.

Assembly (Second Session) HJR 59]

OHN R. ASHCROFT

ecretary of State

Do you want to amend the Missouri constitution to:

remove language limiting

bingo game advertising

a licensed organization

bingogames after being

games to participate in the

that a court ruled

unenforceable; and

allow a member of

conducting bingo

management of

the appointment and selection, above bill is proposed language.

STATE OF MISSOURI Secretary of State

I, John R. Ashcroft, Secretary of State of the State of Missouri, of State of the State of Missouri, Section 10 Account an agreed hereby certify that the foregoing hereby certify that the foregoing

sixth day of November, 2018.

cures or In TESTIMONY WHEREOF, I In TESTIMONY WHEREOF, I treatments, whether such monies hereunto set my hand and affix the hereunto set my hand and affix the <u>subdivision</u>, <u>paragraph</u>, <u>sentence</u>, <u>were produced</u>, <u>earned</u>, <u>derivative</u>. Great Seal of the State of Missouri, Great Seal of the State of Missouri, <u>or clause</u>, <u>of sections 290.500</u> interest or otherwise received. All done at the City of Jefferson, this done at the City of Jefferson, this 28th day of August, 2018.



CONSTITUTIONAL AMENDMENT PROPOSITION B NO. 4

[Proposed by Initiative Petition] [Proposed by the 99th General **OFFICIAL BALLOT TITLE:** Regular Do you want to amend Missouri Secretary of State law to: OFFICIAL BALLOT TITLE:

- increase the state minimum wage to \$8.60 per hour with 85 cents per hour increase each year until 2023, when the state minimum wage would be \$12.00 per hour: exempt government employers from the above
- increase; and increase the penalty for paving employees less than the minimum wage?

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that the foregoing is a full, true and complete copy of Proposition B, to be submitted to the qualified voters of the State of Missouri at the General Election to be held the sixth day of November, 2018.

In TESTIMONY WHEREOF, hereunto set my hand and affix the Great Seal of the State of Missouri done at the City of Jefferson, this

STATE OF MISSOURI SS -

