

SECOND REGULAR SESSION

HOUSE BILL NO. 1736

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ROBERTS.

4221H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 195.815, RSMo, and to enact in lieu thereof one new section relating to medical marijuana facilities.

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

Section A. Section 195.815, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 195.815, to read as follows:

195.815. 1. The department of health and senior services shall require all ~~[officers, managers, contractors, employees, and other support staff of licensed or certified]~~ **employees, contractors, owners, and volunteers** of medical marijuana facilities ~~[, and all owners of such medical marijuana facilities who will have access to the facilities or to the facilities' medical marijuana,]~~ to submit fingerprints to the Missouri state highway patrol for the purpose of conducting a state and federal fingerprint-based criminal background check.

2. The department may require that such fingerprint submissions be made as part of a medical marijuana facility application ~~[for licensure or certification]~~, a medical marijuana facility **renewal** application ~~[for renewal of licensure or certification]~~, and an individual's application for **licensure and issuance** of an identification card authorizing that individual to be an **employee, contractor**, owner, ~~[officer, manager, contractor, employee, or other support staff]~~ **or volunteer** of a medical marijuana facility.

3. Fingerprint cards and any required fees shall be sent to the Missouri state highway patrol's central repository. The fingerprints shall be used for searching the state criminal records repository and shall also be forwarded to the Federal Bureau of Investigation for a federal criminal records search under section 43.540. The Missouri state highway patrol shall notify the department of any criminal history record information or lack of criminal history

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.

18 record information discovered on the individual. Notwithstanding the provisions of section
19 610.120 to the contrary, all records related to any criminal history information discovered
20 shall be accessible and available to the department.

21 4. As used in this section, the following words shall mean:

22 (1) **"Contractor", a person performing work or service of any kind for a medical**
23 **marijuana facility in accordance with a contract with that facility;**

24 (2) "Employee", ~~any~~ a person performing work or service of any kind or character
25 for hire in a medical marijuana facility;

26 ~~[(2)]~~ (3) "Medical marijuana facility", an entity licensed or certified by the
27 department of health and senior services~~[-or its successor agency,]~~ to acquire, cultivate,
28 process, manufacture, test, store, sell, transport, or deliver medical marijuana[;

29 ~~(3) "Other support staff", any person performing work or service of any kind or~~
30 ~~character, other than employees, on behalf of a medical marijuana facility if such a person~~
31 ~~would have access to the medical marijuana facility or its medical marijuana or related~~
32 ~~equipment or supplies].~~

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