It is a class A misdemeanor punishable, notwithstanding the provisions of section 560.021, RSMo, to the contrary, for a term of imprisonment not to exceed one year in the county jail or a fine not to exceed ten thousand dollars or both, for anyone to sign any initiative petition with any name other than his or her own, or knowingly to sign his or her name more than once for the same measure for the same election, or to sign a petition when such person knows he or she is not a registered voter.

INITIATIVE PETITION

To the Honorable John R. Ashcroft, Secretary of State for the state of Missouri:

We, the undersigned, registered voters of the state of Missouri and _____County (or city of St. Louis), respectfully order that the following proposed amendment to the constitution shall be submitted to the voters of the state of Missouri, for their approval or rejection, at the general election to be held on the 6th day of November, 2018, and each for himself or herself says: I have personally signed this petition; I am a registered voter of the state of Missouri and _____County (or city of St. Louis); my registered voting address and the name of the city, town or village in which I live are correctly written after my name.

(Official Ballot Title)

RECEIVED
FEB 15 2017
MO. SECRETARY OF STATE

CIRCULATOR'S AFFIDAVIT STATE OF MISSOURI, COUNTY OF _____

I, _____, being first duly sworn, say (print or type names of signers)

NAME (Signature)	Date Signed	REGISTERED VOTING ADDRESS (Street, No PO Boxes)	(City, Town or Village)	Zip Code	Cong. Dist.	NAME (Print or Typed)
1.						
2.						
3.						
4.						
5.						
6.						
7.						
8.						
9.						
10.						
11.						
12.						
13.						
14.						
15.						

signed this page of the foregoing petition, and each of them signed his or her name thereto in my presence; I believe that each has stated his or her name, registered voting address and city, town or village correctly, and that each signer is a registered voter of the state of Missouri and _____ County.

FURTHERMORE, I HEREBY SWEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT ALL STATEMENTS MADE BY ME ARE TRUE AND CORRECT AND THAT I HAVE NEVER BEEN CONVICTED OF, FOUND GUILTY OF, OR PLED GUILTY TO ANY OFFENSE INVOLVING FORGERY.

I am at least 18 years of age, I do ____ do not ____ (check one) expect to be paid for circulating this petition. If paid, list the_ payer _____

_____
Signature of Affiant (Person obtaining signatures)

_____
Printed Name of Affiant

_____
Address of Affiant

Subscribed and sworn to before me, this _____ day of _____, A.D. _____ .

_____
Signature of Notary

Notary Public (Seal)

_____
Address of Notary

My commission expires _____

This measure amends the Missouri Constitution by adding Section 54 to Article IV. This amendment implicitly repeals, in part or in whole, and Amends various statutes and subsections including but not necessarily limited to RSMo 87.400.1(6), 87.400.1(7), 87.505.1(12), 87.505.1(13), 105.1108.1, 105.1112.1, 192.945.1, 195.010.1(17)(g), 195.010.1(l), 195.010.1(24), 195.010.1(40), 195.017.1(4)(w), 195.017.1(4)(ee), 195.017.2(4)(w), 195.017.2(ee), 195.140.2, 195.207.1, 195.211.1, 195.222.1(7), 195.223.1(7), 195.223.1(8), 261.265.1, 263.250.1, 261.265.1, 306.110.1(2), 579.015.1(2), 579.015.1(3), 579.015.1(4), 579.015.1(5), 579.020.1(2), 579.020.1(3), 579.020.1(4), 579.020.1(5), 577.024.1(2), 579.030.1, 579.055.1(3), 579.055.1(4), 579.068.1(7), 579.068.1(9)3.(7), 579.068.1(9)3.(8), 579.105.1.

Be it resolved by the people of the state of Missouri that the Constitution be amended:

One new section is adopted to be known as Article IV, Section 54 and to read as follows:

1. Cannabis shall immediately be removed from the Missouri Revised Statutes list of controlled substances and shall no longer be listed among Missouri's drug schedules. Cannabis shall no longer be considered a controlled substance or a drug hence forth by Missouri law.

2. Definition of terms, as used in this Act:
(a) "Cannabis" and "Cannabis hemp" refer to the Cannabis, marihuana, marijuana, Cannabis sativa, Cannabis sativa L., Cannabis Americana, Cannabis Gigantea, Cannabis indica, Cannabis ruderalis, or any variety of Cannabis, including any derivative, concentrate, extract, flower, leaf, particle, preparation, resin, root, salt, seed, stalk, stem, or any product thereof.
(b) "Medical Cannabis" refers to Cannabis used to prevent or to treat a medical condition.
(c) "Personal use" refers to the personal use or consumption of Cannabis.
(d) "Cannabis accessories" means any equipment, products, or materials of any kind that are used, intended for use, or designed for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, or containing Cannabis, or for ingesting, inhaling, vaporizing, smoking or otherwise introducing Cannabis into and/or onto the human body.
(e) "Establishment" refers to a Cannabis cultivation facility, a Cannabis testing facility, a Cannabis product manufacturing facility, or a retail store, Cannabis store or other entity that cultivates, prepares, manufactures, packages, transports or sells Cannabis, Cannabis products and/or Cannabis accessories.

3. The following acts are not unlawful and shall not be an offense under Missouri law:
(a) Possession of Cannabis for personal or medical use.
(b) Cultivating Cannabis for personal or medical use.
(c) Cultivation, harvesting, processing, manufacturing, packaging, distributing, transferring, displaying or possessing Cannabis, Cannabis accessories, and Cannabis products for commercial purposes, provided the person has current applicable licensing to operate a commercial establishment. No special licensing will be required beyond that which is applicable for the cultivation, harvest, processing, manufacturing, packaging, distribution, transferal, display or possessing of any non-toxic food or food product.
(d) Providing Cannabis, Cannabis accessories, and Cannabis products for sale to consumers.
(e) Leasing or otherwise allowing the use of property owned, occupied or controlled by any person, corporation or other entity for any of the activities conducted lawfully in accordance with paragraphs (a) through (d) of this subsection.
(f) No one shall be denied housing solely based on their use of Cannabis.
(g) No one shall be denied employment solely based on their use of Cannabis.
(h) The use and/or possession of Cannabis shall not be grounds for issuing a "Driving under the influence" (DUI) stop, charge, arrest or fines when operating a motor vehicle.

4. Medical Cannabis shall be available to patients without taxation who have a physician's recommendation for its use.
(a) All patients engaged in Cannabis therapy shall be afforded the same rights and privileges afforded to any patient treated through conventional therapeutic means, whether or not under the care of a physician.
(b) Licensed physicians shall not be penalized for, nor restricted from recommending Cannabis for medical purposes to any person under their care.
(c) Veterinarians shall not be penalized nor restricted from recommending Cannabis for medical purposes for any creature under their care.
(d) Opinions pertaining to, and willingness to recommend medical Cannabis therapy shall not be a criteria for the licensure of physicians; no physician shall be subject to any professional licensing review or hearing as a result of recommending or approving medical Cannabis therapy.
(e) Any individual who is a Cannabis patient in another state shall be granted the same rights and privileges as a legal Missouri Cannabis patient.
(f) Medical care, including organ transplants, shall not be restricted in any way based on a person's use of Cannabis.

5. Upon the passage of this Act, all persons incarcerated or under supervision of the Missouri Board of Probation and Parole for non-violent, Cannabis-only offenses which are no longer illegal in the State of Missouri under this Act shall be immediately released.
(a) The Court shall order the immediate expungement of civil and criminal records pertaining to all non-violent Cannabis only offenses which are no longer illegal in the State of Missouri under this Act.
(b) Within 60 days of the passage of this Act, a legal document shall be developed and made available to the public ordering the immediate destruction of all Cannabis-related non-violent civil and criminal records in Missouri and for any offense covered by this amendment which is no longer illegal in the State of Missouri under this Act. This document shall be distributed to all pertinent parties throughout the state.

6. No Missouri law enforcement personnel or state funds shall be used to assist or aid in the enforcement of federal Cannabis laws involving acts which are no longer illegal in the State of Missouri under this amendment.
(a) Asset Forfeiture shall no longer be justified or used by any Missouri law enforcement through association with Cannabis, Cannabis cultivation, it's use and/or possession.

7. Any person who willfully impedes the lawful exercise of these provisions is guilty of a Class A misdemeanor.

8. Cannabis farmers, manufacturers, processors, and distributors shall not be subject to any special zoning requirement, licensing fee that is excessive, discriminatory, prohibitive, or in any way contrary to that which is relative to any other commercial or agricultural farmer, manufacturer, processor or distributor.

9. Pursuant to the Ninth and Tenth Amendments to the Constitution of the United States, the people of Missouri hereby repudiate and challenge federal Cannabis prohibitions that conflict with this Act.

10. If any rival or conflicting initiative regulating any matter addressed by this act receives the higher affirmative vote, then all non-conflicting parts shall become operative.

11. All provisions of this section are self-executing and severable, and, except where otherwise indicated in the text of this document, shall supersede conflicting city, county, state or federal statutory, local charter, ordinance, or resolution.

12. The dictates of this Initiative shall be implemented no later than January 31st,, following the election that placed this initiative before the people.