

# KIRKSVILLE Daily Express

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WEDNESDAY

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## NEMO Community Connect event held at Moose Lodge

By Marty Bachman  
Daily Express

The NEMO Community Connect event was held on Friday, Oct. 7, at The Moose Lodge in Kirksville. NEMO Community Connect was a one stop shop where individuals and families from surrounding communities

have access to free services and assistance. Participants were able to connect with housing, employment, documentation assistance and social services. Free medical services, dental services, haircuts, lunch, housing assistance and many other services were also available.



## Sparklight awards \$1,500 to Kirksville teacher building 'A Stronger Connection'

By Sparklight

Sparklight announced that Ginger Nolker, a teacher at Prairie Song Academy, is the winner of its recent "A Stronger Connection" social media campaign, which recognizes teachers making a difference in the communities served by the company. The Sparklight Teacher Appreciation Award is one of 20 similar awards presented to teachers making a difference in the 24 states served by the Cable One family of brands.

Nolker will receive \$1,500 and the individual who submitted the winning nomination will also receive a back-to-school prize pack.

"Guiding students as they learn, grow, and develop brings me great joy, and it is a privilege to walk alongside them in their journey," said Nolker. "I appreciate Sparklight's recognition that teachers work many hours beyond the school day and spend their own money to meet students' needs. I'm thankful to work with an amazing group of students and colleagues, an active and supportive school board, and a wonderful set of



Sparklight General Manager Martin Stitzer awards a check to Ginger Nolker, a teacher at Prairie Song Academy, winner of its recent "A Stronger Connection" social media campaign.

families in our Prairie Song community."

Nolker was nominated for her commitment to her students' education and creating connections among students of varying backgrounds. At Prairie Song Academy, she has nurtured an educational environment where students and educators integrate multi-aged students into one classroom space.

"Ms. Nolker's hard work and commitment to her students is exceptional and worthy of recognition," said Sparklight General Manager Martin Stitzer. "We're both pleased and proud to be able to highlight, and reward, her dedication."

The Teacher Appreciation Award winners will be highlighted on Sparklight's social media channels, including Facebook and Instagram.

## Kirksville R-III School District receives chamber's 'Lookin' Good' award

By Kirksville Area Chamber of Commerce

Members of the Kirksville Area Chamber of Commerce Economic & Community Development Committee recently presented a "Lookin' Good" award to Kirksville R-III for their new softball and baseball fields. Joining the committee and chamber staff were members of Kirksville R-III administration, coaches and the girls' softball team. This beautiful addition is located behind the Administration Building on Hamilton Street. The fields are separated from the current soccer field by the paved walking path.

"It is sure to be a source of pride for the school and the community for many years to come," chamber officials wrote in a press release. "The High School Construction Trades class at KHS had the opportunity to work on the project this year. This was a good opportunity for the students



and provided work experience they might not get otherwise."

The Economic & Community Development Committee of the Kirksville Area Chamber of Commerce believes Kirksville's appearance is important. It determines how residents see themselves as a community and has a huge impact on visitors. A town full of well-maintained properties makes a memorable impression, and fuels com-

munity pride. This belief led to the committee establishing a "Lookin' Good" award for non-residential properties.

"The Chamber would like to remind the community they can nominate non-residential locations for a Lookin' Good Award by calling 660-665-3766 or emailing the Executive Director at Sandra.Williams@kirksvillechamber.com with the business name and location," chamber officials wrote.

## St. Louis Ballet to perform at Truman State University

By Truman State University

The Saint Louis Ballet will perform at 7:30 p.m. Oct. 19 in Baldwin Auditorium as part of Truman State University's Kohlenberg Lyceum Series.

Established in 1975, Saint Louis Ballet has been dedicated to advancing the art of ballet in St. Louis for more than 40 years. Recent seasons included full-length classics

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Shirley Lorene (Miller) Adams, 83





## United Way Drive Chair Ramey Weichelt speaks to Kirkville Kiwanis Club

By Kirkville Kiwanis Club

The Kirkville Kiwanis Club welcomed Ramey Weichelt to speak at their Oct. 6 meeting. Weichelt is this year's

Drive Chair for the United Way of Northeast Missouri. She presented on this year's drive and the many local services made possible through assistance from the

United Way. Pictured are Weichelt (right) and Kirkville Kiwanis Club Vice President and United Way of Northeast Missouri President Ted Frushour.



Pictured are the officers and directors of the Kiwanis Club of Kirkville.

## Kiwanis Club of Kirkville Installation Ceremony held at country club

By Kiwanis Club of Kirkville

The Kiwanis Club of Kirkville held their annual Installation Ceremony the evening of Thursday, Sept. 29 at the Kirkville Country Club.



MO-ARK Kiwanis District Division One Lt. Governor, and Past Club President, Charley Cooper (left) installing Ted Frushour as Club Vice President.



Club President Elizabeth Clark ringing the Kiwanis Club's bell for the first time as club president to close the Installation Banquet.



## KIRKSVILLE AREA CALENDAR OF EVENTS

### All The World's a Stage, Or Life's Crazy Moments, Onstage and Off

Curtain Call Theatre Company presents "All The World's A Stage, or Life's Crazy Moments Onstage and Off" Oct. 12, 13, 14, 15 at the theater, 512 W. Elizabeth St., 7 p.m., Tickets on sale at Hy-Vee or at the door.

### Kirkville's Planning & Zoning Commission meeting

The city of Kirkville's Planning & Zoning Commission will hold a meeting at 6 p.m. on Wednesday, Oct. 12, in the Council Chambers at City Hall, 201 S. Franklin Street.

### ATSU Founder's Day Road Race

The ATSU Founder's Day Road Race, 5K run and 1.25-mile walk, 9 a.m. Saturday, Oct. 15. Race will start and finish at the ATSU Thompson Campus Center, 210 S. Osteopathy Street, Kirksville. \$15 early registration (early deadline, 5 p.m., Oct. 12), \$20 late registration (Until 8:30 a.m., race day). 5K age divisions: Men and women, 18 and under, 19-29, 30-39, 40-49, 50-59 and 60-plus. Registered participants will receive a T-shirt on race day. The fastest overall male and female receive trophies in the 5K. The top three in each age division also receive medallions. All entries are eligible for post-race prize drawings, including a Cape Air round-trip air fare to St. Louis. For more information, contact Dan Martin or Ramey Weichelt at 660-626-2213.

### 5th Annual Fairy Godmother Gala

The 5th Annual Fairy Godmother Gala will be held on Oct. 15 from 6-9 p.m. at the Catholic Newman Center, 709 S. Davis Street, Kirksville. Join them for dinner, drinks, dancing, and a silent auction. This black tie optional event is the perfect opportunity to support a local charity focused on young females in foster care and financial need. Ticket prices: Individual ticket: \$40, Small Table (6 guests): \$240, Silver Table (8 guests): \$320, Gold Table (8 guests): \$360 comes with 1 drink ticket per guest at table, Diamond table (8 guests): \$400 comes with one drink ticket per guest at table, one 50/50 raffle ticket per guest at table, and business logo featured at event. For tickets, go to <https://www.eventbrite.com/e/fairy-godmother-gala-tickets-416951411897>

### Kirkville Kiwanis Farmers' Market

The Kirksville Kiwanis Farmers' Market will run Saturday, Oct. 15 from 7 a.m. to noon on the square in downtown Kirksville. Come support your local farmers, growers, bakers, and craftspeople at the longest continual community service project in the city of Kirksville. For more information, please contact the Kirksville Kiwanis Club at (660) 988-0419 or via email at [kirkvillemarket@gmail.com](mailto:kirkvillemarket@gmail.com).

### You're a Good Man, Charlie Brown in Macon

The Macon High School Thespian Troupe will produce You're a Good Man, Charlie Brown on Oct. 13-14 at 7 p.m. and Oct. 16 at 2 p.m., in the middle school auditorium. It is based on the characters created by cartoonist Charles M. Schulz in his comic strip Peanuts. Tickets can be purchased at the door, \$10 for adults, \$5 for students.

### Missouri Department of Conservation - New Hunter Starter Course

The Missouri Department of Conservation will present a free New Hunter Starter Course on Oct. 17 from 5:30-9 p.m. at the MDC Northeast Regional Office, 3500 S. Baltimore Street, in Kirksville. This starter course shares basics on gun types and functions for new shooters. This event is a basic course for new and novice hunters and shooters to become comfortable with the basic functions and operations of handguns, shotguns, and rifles. Personal firearms may be brought to

the event, but they must be unloaded and cased when entering the building. Please note that no ammunition is allowed in the building. This event is designed for people ages 14 and older, and prior registration is required. To register, go to <https://short.mdc.mo.gov/4pf>. Questions about this event can be directed to the instructor, Rob Garver, at [rob.garver@mdc.mo.gov](mailto:rob.garver@mdc.mo.gov).

### United Way Texas Hold'em Poker Tourney

On Oct. 19, the United Way of Northeast Missouri will hold a Texas Hold'em Poker Tournament starting at 6 p.m. at the Dukum Inn on the second floor. Join them for a night of fun and competition.

### Adair County Public Library ribbon cutting ceremony

The Adair County Public Library ribbon cutting ceremony, hosted by the Kirksville Area Chamber of Commerce, will be held at 4 p.m. on Oct. 19 at the library, 1 Library Lane, Kirksville.

### The Kohlenberg Lyceum Series - St. Louis Ballet

The St. Louis Ballet will perform, Oct. 19 at 7:30 p.m. at the Baldwin Auditorium, 100 E. Normal Avenue in Kirksville. Consisting of 24 internationally acclaimed dancers, they are recognized as the only professional resident ballet company in the St. Louis region. Admission is free but tickets are required and can be reserved at the Sue Ross Arts Center in downtown Kirksville, the Advancement Office in McClain Hall 205 and the SAB window in the Student Union Building. For additional information, visit [lyceum.truman.edu](http://lyceum.truman.edu), call 660.785.4133 or email [lyceumseries@truman.edu](mailto:lyceumseries@truman.edu).

### Friends of the Adair County Public Library annual meeting

The Friends of the ACPL annual meeting and Author Event featuring local writer Dr. John Smelcer, will be held on Oct. 20 at 6 p.m. at the First United Methodist Church Fellowship Hall, 300 E. Washington, Kirksville. Pie and coffee will be served before the presentation. Tickets are \$5 and available at the library or at the door.

### Free Halloween Flashlight EGGstravaganza returns on Oct. 22

Join the Kirksville Parks and Recreation Department on Saturday, Oct. 22, for the 6th annual Free Halloween Flashlight EGGstravaganza. There will be 10,000 Halloween eggs stuffed with candy and toys scattered across the ballfields at the North Park Complex. The egg hunt starts promptly at 7 p.m. All you need is a flashlight and a bag. To allow for a more enjoyable event, children ages 5 and under will hunt eggs on the Yellow Field, ages 6 through 8 on the Orange Field, and children ages 9 to 12 on the Green Field. This fun event is free. For more information, please contact Luke Callaghan with the Parks and Recreation Department at 660-627-1485.

### Shopping Expo

A Shopping Expo will be held Oct. 22 from 9 a.m. to 3 p.m. at the El Kadir Shrine Club at 2401 S. Baltimore Street in Kirksville. The event will feature local vendors, crafters, homemade items and much more.

### 2022 NEMO Job Fair

Dress to impress and attend the 2022 NEMO Job Fair at Moberly Area Community College (2105 East Normal Street, Kirksville) between 11 a.m. to 3:30 p.m., on Friday, Oct. 28. Area employers will be on-site ready to meet with you. Some employers will even conduct interviews, so be sure to update your resume and bring it along. Businesses that would like to join before the deadline may register by filling out the PDF fillable registration and emailing it back to [Kelly.Jones@Kirksvillechamber.com](mailto:Kelly.Jones@Kirksvillechamber.com)



MO-ARK Kiwanis District Division One Lt. Governor, and Past Club President, Charley Cooper (left) installing James "Jim" O'Donnell as Club Immediate Past President.



Randy Riley (left) and Past Club President Von Abbott, both of whom received Legion of Honor awards for 30 years of service.



MO-ARK Kiwanis District Division One Lt. Governor and Past Club President Charley Cooper delivering his remarks.



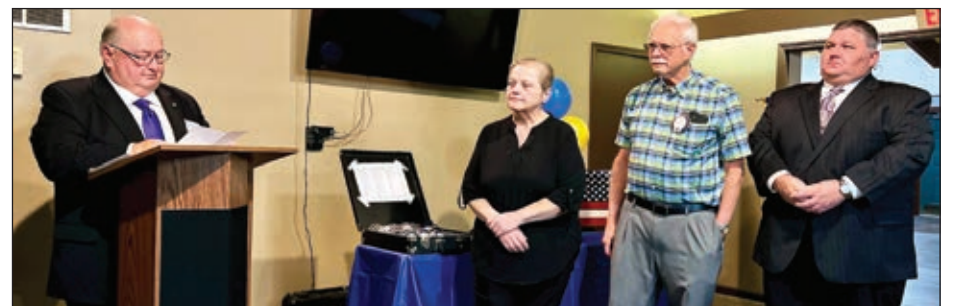
MO-ARK Kiwanis District Division One Lt. Governor, and Past Club President, Charley Cooper (left) installing Elizabeth Clark as Club President.



MO-ARK Kiwanis District Division One Lt. Governor, and Past Club President, Charley Cooper (left) installing Daniel "Dan" McGurk as Club President Elect.



Immediate Past Club President James "Jim" O'Donnell delivering his remarks.



From left, MO-ARK Kiwanis District Division One Lt. Governor and Past Club President Charley Cooper installing Pat Mickey, James "Jim" Przybylski, and David Goring as directors of the Board.

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## OBITUARIES

### Shirley Lorene (Miller) Adams

Feb 1, 1939 – Oct 6, 2022

On Thursday, October 6, 2022 Shirley Adams, loving wife, mother, and grandmother passed away at the age of 83.

Shirley was born February 1, 1939 in Kirksville, Missouri to Clarence and Zelva Miller. Shirley grew up in the Sabbath Home Community where she attended church and grade school at New Zion. She later graduated from Kirksville Senior High School in 1957. She married Wayne Adams on June 29, 1957. They raised one daughter, Pamela (Adams) Koch.



Shirley had a passion for community. She enjoyed gatherings and dinners spent with family and friends. She worked at local banks in her early years. She also worked as an Election Official throughout the years. She spent most of her time working on the farm where she enjoyed taking care of the animals. She was a kind and sweet woman to everyone she met. She had a compassionate and love filled heart.

Shirley was preceded in death by her parents Clarence and Zelva, and her sister, Lola Belle Hoffman. She is survived by her husband Wayne, her daughter Pamela, her son-in-law Charlie, and her three grandchildren Noah, Nicholas, and Brooklyn Koch.

Public Visitation will be held Saturday, October 15th from 1:00-2:00 with a service following at Travis-Noe Funeral Home in Kirksville, with Pastor Darrel Draper officiating. Interment will follow at Highland Park Cemetery in Kirksville.

Expressions of sympathy in memory of Shirley may be made to Highland Park Cemetery and may be left at or mailed to Travis-Noe Funeral Home, P.O. Box 306, Kirksville, MO 63501.

## KIRKSVILLE AREA NEWS BRIEFS

### Truman State University Art Gallery Exhibit

The Motion of the Crowd – Gregory Rick and Ryan Fontaine in Conversation, will combine Gregory Rick's large-scale paintings with Ryan Fontaine's kinetic sculptures at the Art Gallery, located on the first floor of the Ophelia Parrish Fine Arts Center, entrance on the west side of the building. The exhibits are free and open to the public. Hours are: Monday-Thursday 8:30 a.m. to 7 p.m.; Friday 8:30 a.m. to 5 p.m.; Saturday Noon to 4:30 p.m. Rick's narrative paintings explore his personal experiences and the contemporary moment in the sprawling context of empire and colonization. The sounds and atmospheric effects of Fontaine's kinetic sculptures provide multisensory layers to the dynamic scenes. Rick recently completed his MFA at Stanford University, winning a Dedalus Fellowship and SFMOMA's SECA Art Award. The exhibition is organized in collaboration with HAIR + NAILS Gallery in Minneapolis, run and curated by Ryan Fontaine and Kristin Van Loon since 2016.

Drum Roll – Mary Ellen Childs – in the Charlyn Gallery/Drum Roll is the premiere of a new immersive audio-visual installation by Minneapolis composer and artist Mary Ellen Childs. Projected videos of a percussion performance on the walls and floor of the Charlyn Gallery give the viewer the experience of entering into the performance with a swirl of motion and drumsticks and drumheads coming in and out of view. This interdisciplinary exhibition is happening in collaboration with the North Star Music Festival held at Truman, Oct. 21-22.

Please note, the University Art Gallery is closed between exhibitions and during all Truman State University breaks. Additional information at gallery.arttruman.com

### Truman State University stargazing events

Truman State University will help the local community appreciate the wonders of the night sky. Representatives from Truman will host a Halloween Constellation Myths event from 6-8 p.m., Oct. 28 at Thousand Hills State Park. Those in attendance will get to explore the stars while learning about the mythological connections to some constellations. More details will be available soon on observatory.truman.edu. The Adair County Public Library will host an event from 5:30-7:30 p.m. Nov. 15 at the Adair County Public Library in Kirksville. In addition to community outreach events, the Truman Observatory, located at the

University Farm on Boundary Street, hosts open house events throughout the year. Details can be found online at observatory.truman.edu.

### Adopt-A-Child sign up open through Dec. 2

The annual Adopt-A-Child Christmas Program is designed to provide a special Christmas gift for more than 300 children in Adair County, 0 to 16 years of age, who otherwise might not receive a gift. Sign up for Adopt-A-Child runs through Dec. 2. You can do so at the Salvation Army, 1005 W. Gardner Street, on Monday, Wednesday and Friday, from 9 a.m. to noon by calling 660-665-7885, or via Facebook Messenger at facebook.com/TSAKirksville. Only the child's legal guardian may apply. Please provide proof of address, income, and ID, which are required for eligibility. Adopt-A-Child is sponsored by the city of Kirksville, 93.7 FM KTUF, and the Salvation Army. For more information, contact the Fire Department at 660-665-3734.

### Halloween Costume Drive

The Kirksville Kiwanis Club is hosting a Halloween Costume Drive to provide costumes to local children who may otherwise not have costumes. They are accepting new as well as used costumes and props left over from prior years for ages K-8. Costumes can be dropped in drop-off boxes at the Adair County Public Library or YMCA. On Saturday, Oct. 22 from 10 a.m. – 1 p.m., costumes will be distributed, first come, first served at the Adair County Public Library. No paperwork or income verification needed. Questions? Contact: kirksvillekiwanis@gmail.com

### Halloween Town returns this October

Halloween Town is back! Join the Kirksville Parks and Recreation Department, #For660, and more than 100 community partners for the fourth annual Halloween Town event. Halloween Town is a safe, fun and interactive trick-or-treat experience all in one location. Nearly 150 businesses, organizations and churches have partnered to make this incredible event possible. Join the parks and recreation on Oct. 31, 5:30-8 p.m., in front of Kirksville High School and William Matthew Middle School. This event is free for everyone.

Have a business and interested in having a booth at this great community event? Sign up here: <https://bit.ly/3A5w4Yd> or e-mail halloweentown660@gmail.com for more information. For more information, contact Luke Callaghan with the Parks and Recreation Department at 660-627-1485.

# Truman State University event seeks to inspire future teachers

By Truman State University

The Truman State University Education Department is hosting a conference for students in grades 7-12 interested in becoming a teacher.

The “Teachers Matter: Become One” education conference will take place from 10 a.m.-2 p.m. Oct. 21 on the Truman campus. University President Sue Thomas will be on hand to welcome the visiting students. There will also be presentations by educators from area schools promoting what they do and why they enjoy their

chosen career path.

James Young, the 2022 Missouri Teacher of the Year, will give the keynote address. He taught musical theatre, vocal music and guitar at the Johnson-Wabash 6th Grade Center in the Ferguson-Florissant School District. Young spent most of his 14-year career in the Ferguson-Florissant School District. He also taught middle school band, music appreciation and general music. Before starting as a teacher in his hometown, Young served in the United States Army where he joined the U.S.

Army Chorus during his tour in South Korea.

Truman offers 15 areas of programs where future educators can earn their initial certification before graduating with a Master of Arts in Education degree. The University also offers add-on certification in three other areas, including the recently introduced gifted education program, which can be completed entirely online. Details about the Education Department can be found at [truman.edu/majors-programs/academic-departments/about-the-education-department](http://truman.edu/majors-programs/academic-departments/about-the-education-department).



For more information about the “Teachers Matter: Become One” education conference, contact the Education Department at (660) 785-4386. Registration is still open and can be completed online here.

# Herzog Foundation announces \$60,000 matching grant to Northeast Christian HS

By The Herzog Foundation

The Herzog Foundation announced that it will grant \$60,000 in matching funds to propel the growth at Northeast Christian High School (NCHS) in Kirksville.

With double the student enrollment in its second year, NCHS is especially honored to receive this matching grant from The Herzog Foundation, school officials said. NCHS will use these funds to cover day-to-day operational costs for the school.

“Now that NCHS is a recognized non-profit organization, this grant is a tremendous blessing,” said Dawn Fountain, director of Donor Development at NCHS. “Our generous donors are now able to benefit from our 501©3 status, plus essentially double their financial gifts with these matching funds from The Herzog Foundation.”

This spring, NCHS was invited to apply for The Herzog Foundation's 2022 grant cycle — a rigorous two-step process that required extensive financial reports and projections evaluated by EIG Excellence In Giving organization, as well as information regarding the school's Bible and civics/government curriculum.

“NCHS is not only dedicated to instilling biblical truth in its students, but

it's also committed to serving more students in northeast Missouri,” said Herzog Foundation Chairman Todd Graves. “In order for Christian education to truly make an impact, we must reach more students and families. We're proud to support schools that prioritize growth alongside Christian and American values.”

“Northeast Christian High School was started one year ago and is evidence that God has provided for those who desire His presence in their education,” said NCHS School Board President Rev. Jeremy Broach. “Watching the students not only thrive in their academics but also their spiritual lives has been a joy to witness! Thank you to all the faithful and generous givers like The Herzog Foundation for helping provide this sanctuary in such trying times.”

NCHS Administrator Laura Moore said, “We have received an outpouring of support and generosity from our community, and this matching investment from The Herzog Foundation will be the catalyst that allows us to not only continue providing excellent teachers and resources today, but also to start planning for the future.”

The Stanley M. Herzog



Charitable Foundation is a charitable foundation dedicated to catalyzing and accelerating the development of quality Christ-centered K-12 education. Learn more at [HerzogFoundation.com](http://HerzogFoundation.com)

Northeast Christian High School (NCHS) is a not-for-profit school that provides Northeast Missouri students in grades 9 through 12 with an academic education founded upon biblical truth.

## BALLET


Continued from Page A1

such as “The Nutcracker,” “Cinderella,” “Don Quixote,” “Romeo & Juliet,” “The Sleeping Beauty,” masterpieces by George Balanchine and Twyla Tharp, innovative new works by Gen Horiuchi and much more. Consisting of 24 internationally acclaimed dancers, they are recognized as the only professional resident ballet company in the St. Louis region. They present a season of four fully mounted productions serving 20,000 people in approximately 24 public performances annually.

The performance at Truman will feature small sections from three different ballets. They will perform “Correlazione” with choreography by Miriam Mahdavian. This piece was originally choreographed for the New York City Ballet where artistic and executive director Horiuchi and choreographer Mahdavian were dancers together. They

will also perform “Contemporain” with choreography by Horiuchi. This piece was originally created in fall 2020 to showcase the dancers safely in a series of solos and duets that harken back to simpler, more playful times. The last ballet of the night will be “In Reel Time” with choreography by Brian Enos. This piece premiered at the end of the Saint Louis Ballet's last season. Enos will also be joining the ballet as their tour director.

Admission is free but tickets are required. Tickets can be obtained at the ticket window in Baldwin Hall the night of the event, or they can be reserved in advance at the Sue Ross Arts Center in downtown Kirksville, the Advancement Office in McClain Hall 205, the Admissions Office and the Union and Involvement Office main desk in the Student Union Building. For additional information, visit [lyceum.truman.edu](http://lyceum.truman.edu), call (660) 785-4133 or email [lyceumseries@truman.edu](mailto:lyceumseries@truman.edu).



**MARK TWAIN**

**WANT TO REDUCE YOUR INTERNET OR PHONE BILL?**

**We have discounts available for low-income/disabled customers**

The Lifeline Program helps families in need obtain voice and broadband connectivity services. The Disabled Program helps families meeting certain eligibility criteria obtain residential voice telephony service.

Visit our website at [marktwin.net](http://marktwin.net) for more detail on Lifeline and Disabled assistance programs.

Lifeline or Disabled service is a government benefit program limited to one service per household. You can apply with the National Verifier through Mark Twain Rural Telephone Company, by mail, or online using the consumer portal at [checklifeline.org/lifeline](http://checklifeline.org/lifeline).

To qualify for Lifeline Discounts you may need a copy of a document that proves your income is at or below 135% of the federal poverty guidelines or that you, or a dependent residing in your household, participate in one of these programs:

- Supplemental Nutrition Assistance (SNAP) (Food Stamps)
- Medicaid
- Supplemental Security Income (SSI)
- Federal Public Housing Assistance (FPHA)
- Veterans Pension and Survivors Benefit
- Bureau of Indian Affairs General Assistance
- Tribal Head Start (only households meeting the income qualifying standard)
- Tribal Temporary Assistance for Needy Families (Tribal TANF)
- Food Distribution Program on Indian Reservations

To prove participation in one of the above programs, you must submit a document that, at a minimum, includes:  
Your name, or the name of your benefit qualifying person (BQP);  
The name of the Lifeline-qualifying program, such as SNAP;  
The government or Tribal program administrator or the managed care organization (MCO) that issued the document; and  
An issue date within the last 12 months or a future expiration date that aligns with the benefit period.

If your household income is at 135% or less of the federal poverty guidelines, you qualify for Lifeline. To prove your household income is at 135% or less of the federal poverty guidelines, you must submit one or more of the following documents:

- The prior year's state, federal, or Tribal tax return
- Current income statement from an employer or paycheck stub
- A Social Security statement of benefits
- A Veterans Administration statement of benefits
- A retirement/pension statement of benefits
- An Unemployment/Workers' Compensation statement of benefits
- Federal or Tribal notice letter of participation in General Assistance
- Divorce decree, child support award, or other official document containing income information.

If you want to show documentation of income that does not cover a full year, such as current pay stubs, you must show documentation that covers three months in a row within the past twelve months.

To qualify for Disability Discounts on essential local telecommunications service you, or a dependent residing in your household, must participate in one of these programs:

- Veteran Administration Disability Benefits
- State Blind Pension
- State Aid to Blind Persons
- State Supplemental Disability Assistance
- Federal Social Security Disability

Consumers who make false statements in order to obtain the benefit can be punished by a fine or imprisonment or be barred from the program.

If you have any questions regarding the company's services or you want to apply for Lifeline or Disabled telecommunications assistance, contact Mark Twain Telephone Rural Company Customer Service Department at 660-423-5211 or 877-687-8835 between 8:00 a.m. and 4:45 p.m. Monday thru Friday.

# CRC celebrates grand opening of new Kirksville facility

By Press Release

Cooperative Response Center, Inc. (CRC) celebrated the grand opening of its newest contact center on Thursday, Oct. 6, at its facility at 1901 S. High Street in Kirksville. The event featured a ribbon cutting ceremony followed by an open house and luncheon.

The contact center is the fourth CRC contact center to open since 1992, offering call handling for organizations in the utility industry. Earlier this year, 14 employees were hired in Kirksville and trained

at the local community college as customer service representatives (CSRs) to take inbound calls from mostly rural electric cooperatives. Since then, CRC has purchased and renovated a local facility. The site currently employs 17 employees with plans to hold employee recruitments in the near future. Between its four sites, CRC has nearly 350 employees.

CRC is a nationwide, cooperatively owned, 24/7 contact center and alarm monitoring center. Founded in 1992, CRC has steadily increased



the size and scope of its operation with offices in Austin, Minn., Kirksville, Mo., Dunlap, Tenn., and Abilene, Texas. CRC serves over 530

members and associate members in 47 states, representing nearly 12 million consumers. Visit CRC on the web at [www.crc.coop](http://www.crc.coop).

## Sparklight® to open fall 2022 applications for Charitable Giving Fund to support local nonprofit organizations

By Sparklight®

Sparklight®, along with the other Cable One® family of brands, will open fall 2022 applications for the company's Charitable Giving Fund, which annually awards nearly \$250,000 in grants to 501(c)(3) nonprofit organizations, from Oct. 1, through Oct. 31.

Grants will be made available across communities served by Sparklight and the other Cable One family of brands (Fidelity Communications, Hargray, and ValuNet Fiber) and will concentrate support in the following priority areas:

- Education and Digital Literacy
- Hunger Relief and Food Insecurity
- Community Development

Last year the company awarded grants to 60-plus nonprofits, including organizations serving

the homeless, providing child advocacy, offering senior assistance, and supplying food to those in need, to name a few.

The Charitable Giving Fund is an extension of the company's existing corporate social responsibility efforts, which include:

- Chromebooks for Kids, an initiative in which the company donates Chromebooks to Title I schools across its footprint. To date the company has donated more than 2,600 Chromebooks to help bridge the digital divide in schools that lack funding.
- Supporting national organizations dedicated to advancing education and diversity, including the Emma Bowen Foundation and the National Diversity Council.
- Supporting the mission of Special Olympics, which provides year-round sports training and athletic competition in a variety of Olympic-type sports,

as well as health, arts, and leadership and advocacy programs for children and adults with intellectual disabilities.

- Planting trees through the Arbor Day Foundation on behalf of customers who switch to paperless billing. By the end of 2022, the company will have planted 120,000 trees in its markets and national forests.

- Supporting the mission of Keep America Beautiful in cleaning up and beautifying communities across the U.S.

"We are committed to helping strengthen the cities and towns where we live and work by giving back to the local nonprofits who do so much to support our communities," said Julie Laulis, Cable One President and CEO.

For more information about the Sparklight Charitable Giving Fund, visit <https://www.sparklight.com/charitablegiving>.

## Missouri state auditor identifies concerns in audit of Putnam County, provides recommendations to county officials

By Auditor Nicole Galloway, CPA

JEFFERSON CITY, Mo — Missouri State Auditor Nicole Galloway today issued an audit of Putnam County that identified areas of concern and provided recommendations to county officials to address those concerns. This review gave a rating of "good," an improvement from the "fair" rating given in a previous audit of Putnam County in 2016.

The audit found various controls and procedures need improvement in the County Assessor's office, which collects fees for maps, plat books, on-line GIS data access, and other miscellaneous receipts. The County Assessor has not adequately segregated accounting duties and does not always perform documented supervisory reviews of the accounting and bank records. Proper segregation of duties and documented independent or supervisory reviews are necessary to ensure all transactions are accounted for properly and assets are adequately safeguarded. The audit also found that the County Assessor's office did not always timely deposit receipts or timely disburse receipts to the County Collector-Treasurer.

The Prosecuting Attorney's office does not always timely disburse bad check and court-ordered restitution payments to victims or

fees received to the County Collector-Treasurer. The office collected approximately \$18,700 in bad check and court-ordered restitution and fees in 2021. Timely disbursements are necessary to ensure victims are compensated, receipts are properly accounted for, and to reduce the risk of loss, theft, or misuse of funds.

Auditors also found that the county does not have procedures in place to identify capital asset purchases and dispositions throughout the year. In addition, county officials have not conducted annual physical inventories or provided inventory lists to the County Clerk as required. As a result, the county's capital asset records are not complete and up to date.

The audit also recommends that the county develop a written records management and retention policy to address electronic communications management and retention to comply with Missouri law.

The county's operations include the Putnam County Memorial Hospital, which is audited separately and therefore not a part of this report. In 2017, Auditor Galloway uncovered a \$90 million billing scheme through a routine audit of the county's hospital that eventually led to federal criminal convictions of the perpetrators of the fraud.

## Moxie and Organic Remedies MO begin cannabis production in Missouri

By Press Release

ST. LOUIS — Moxie™(MXY Holdings, Inc "Moxie"), the first licensed cannabis company in California and a leading multi-state cannabis operator, product manufacturer, and producer of the Moxie brand, announced that the company has entered into a Strategic Alliance Agreement with Organic Remedies MO, Inc ("ORMO") to produce and distribute Moxie's award-winning cannabis products to medicinal cannabis patients in the State of Missouri.

The agreement expands access to cannabis medicines throughout Missouri and continues Moxie's record of establishing productive partnerships across the United States. The company will work

with and advise ORMO as they use their local expertise to produce cannabis medicines and expand access to treatments for Missouri residents across the state.

"Our alliance with ORMO marks the next chapter of Moxie's mission to provide Missouri residents with access to the highest quality medicinal cannabis products, as we continue to work towards making medicinal cannabis accessible to patients across the United States," said Jordan Lams, CEO and founder of Moxie. "Our agreement will bring the full suite of Moxie products to Missouri patients, and we're confident that we'll continue to set the standard for product quality, consistency, and patient care. Teaming up with

the best-in-class operators of both cultivation, manufacturing, and retail at ORMO will swiftly provide patients with the same quality and assortment of Moxie products that customers in California have access to, which have come to be trusted and loved by cannabis consumers nationwide."

"We are thrilled for the opportunity to partner with Moxie," commented Mark Toigo, CEO of ORMO. "With Moxie's determination to provide clean, socially conscious, and masterfully curated cannabis, partnered with our own commitment to unlocking the untapped potential of medical cannabis therapies, our patients in Missouri will have access to an incredible product in Moxie MO."

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If your company has hired anyone new, promoted anyone, had an employee win an award or attend a conference, we want to publicize that. We want to share with the public your success and the many good things you might be doing that benefit and/or affect the community. While our sales staff can help you promote a big event you have planned, the news department is here to share with the community the successes your business and employees have achieved. If you feel what you've done as a business is important, submit a picture and/or story so that everyone can know.

## Medicare Part D help available In Northeast Missouri

By Heartland RSVP

If you ask someone on Medicare what their greatest problem or concern is, the answer is sure to be, healthcare expenses and understanding their Medicare choices. Heartland RSVP's Medicare Counseling Program helps people get the unbiased facts, so that they can make informed choices.

It's that time of year again for all those enrolled in Medicare Part D to decide to stay with their current plan if they're satisfied with its coverage and the changes for next

year, or shop around for a plan that better fits their needs. Remember that plans change each year, so there might be a plan available for 2022 that would be more cost effective. The annual enrollment period is Oct. 15 to Dec. 7.

Medicare beneficiaries in need of comparing/enrolling in a prescription drug plan for 2023 can attend free enrollment and education events being held in select counties in Northeast Missouri. These events are sponsored by Heartland RSVP, NEMO Area Agency on Aging, and CLAIM. They do not

sell insurance. Trained counselors will be available at the sites listed below. Call now to make an appointment.

Oct. 25 – Knox County Council on Aging — Edina — 660-397-2296

Oct. 26 – Schuyler County Nutrition Center — Lancaster — 660-457-3066

Nov. 1 and Nov. 15 — Scotland Co Senior Center — Memphis — 660-465-7011

Nov. 3 and Nov. 17 — Senior Center of Macon — Macon — 660-385-6411

Nov. 8 and Nov. 10 — LaPlata Library — LaPlata — 660-332-4945

In addition to these dates, volunteers are available five days a week (by appointment), at the Heartland RSVP office in Kirksville. You can make an appointment by calling 660-665-8314. Help is also available by phone appointments.

To provide the best assistance, volunteers will need a list of medications, prescribed dosage the individual takes, name of preferred pharmacy, Medicare card information and any notices from an existing plan (i.e., Annual Notice of Change), Social Security, or Medicare about



changes to costs and coverage for next year.

Heartland RSVP volunteers will be available to answer your Medicare

questions and/or help you enroll in a drug plan for 2022. For more information, contact Heartland RSVP at 1-600-665-8314.

## Electronic health records may be key to improving patient care, MU study finds

By Brian Consiglio  
University of Missouri

When a patient gets transferred from a hospital to a nearby specialist or rehabilitation facility, it is often difficult for personnel at the new facility to access the patient's electronic health records – which includes important patient-specific information such as their medication history and allergies. This lack of electronic compatibility often leads to wasteful and expensive duplication of tests, X-rays and paperwork that can interfere with the treatment of patients.

A recent study at the University of Missouri highlights how the use of electronic health records have resulted in better quality of care – which can direct the next steps of government programs to ensure hospitals use electronic health records in a way that promotes interoperability, or the ability for various health care organizations to quickly access a patient's records, reduce waste and speed up decision-making to improve patient health outcomes.

So far, the adoption and implementation of electronic health records has been a bumpy road, said Kate Trout, assistant professor in the MU School of Health Professions and lead author on the study. Electronic health records have widely been cited in research literature as the most cumbersome technology ever implemented in the health care industry.

"They have the potential to be very helpful, but in practice they tend to be very disruptive because it's time consuming to train personnel how to use them. They're expensive, and there's always new complicated updates and new forms that come out, and there is often a lack of interoperability for the data to be shared among different health care organizations," Trout said. "Given the massive national investments, we wanted to see if electronic health records are being utilized in a meaningful way to promote interoperability and ultimately improve quality of care."

has been invested by the federal government in the adoption and use of electronic health records by health care organizations in an attempt to improve the quality of care delivered to patients.

In 2011, Centers for Medicare and Medicaid established the "Meaningful Use" program – now known as the "Promoting Interoperability Program" – which offers financial incentives to health care providers who effectively utilize electronic health records in a way that promotes information sharing, public health reporting and interoperability.

Trout analyzed the impact of electronic health records on mortality rates for patients with various medical procedures and conditions. More than 5 million patients in 300 U.S. hospitals were included in the study, which merged large datasets from the electronic health records, the American Hospital Association and Centers for Medicare and Medicaid.

Three main categories emerged: hospitals that meet the "Meaningful Use" requirements with their electronic health records, hospitals that fully implement electronic health records but not in a way that meets the "Meaningful Use" requirements, and hospitals that have either none or only partially implemented electronic health records.

Trout found that the hospitals that meet the "Meaningful Use" requirements were able to improve quality of care and reduce patient mortality rates to a greater extent than hospitals in the other two groups. While the results show some optimism, Trout cautions that more still needs to be done, including the need to analyze the impact of interoperability and advanced electronic health record functions on quality of care.

"This research highlights the importance of using electronic health records in a way that promotes interoperability to streamline processes, speed up decision-making, reduce wasted time and ultimately improve patient

health outcomes," Trout said. "Ideally, the United States could implement one standardized electronic health records system for everyone to ensure compatibility, so policy makers can hopefully benefit from this research."

Trout added that with the use of data mining and analytics, electronic health records can be better used going forward to potentially identify patient characteristics that put them at higher risks for possible infections or other conditions.

"With this information, are there alerts we can put in after a surgery to ensure we follow up at critical points in time?" Trout said. "Are there certain patient populations that we can use the data to catch them earlier and make sure we give them extra care and not just put them through the same routine protocols as everyone else? That is how we move away from only focusing on implementing the technology and progress toward encouraging innovative ideas that ultimately improve patient health outcomes."

Trout said this research can be particularly useful for rural hospitals that historically have less resources and lag behind their urban counterparts in adopting health technology like telehealth and electronic health records. There have been many closures of rural hospitals, an issue that has been worsened by the COVID-19 pandemic, and rural patients tend to have more co-morbidities and worse health outcomes.

"I am passionate about helping vulnerable, underserved populations, and our personal health is often tied to where we live and various social determinants of health," Trout said. "Those ideas are not incorporated into our clinical data yet, but they should be going forward. My overall goal is to harness the data in a way that we can hopefully start to spend less and get more."

"The impact of electronic health records and meaningful use on inpatient quality" was published in Journal for Healthcare Quality.

## Missouri WIC works to improve health of 80,000 Missourians each month

By Missouri WIC

JEFFERSON CITY, MO — Every month, over 80,000 Missourians participate in the Missouri WIC program. WIC is the Special Supplemental Nutrition Program for Women, Infants, and Children. The program provides quality nutrition education, breastfeeding promotion and support, nutritious foods, and referrals to health services.

Missouri WIC offers healthy food choices that target specific essential nutrients often missing from the diets of participants, such as iron, calcium, protein, and vitamins A, C, and D. To meet these needs, the WIC food package includes fresh or frozen fruits and vegetables, whole grains, milk and yogurt along with other nutritious foods.

"The WIC program takes into consideration the distinct needs of the women, infants, and children it serves, providing participants Missouri WIC and Nutrition Services with individualized nutrition counseling and then prescribes a food package to fit their nutritional needs," said Angie Oesterly, Missouri WIC Director. "Breastfeeding mothers receive ad-



ditional support to ensure a successful breastfeeding journey for their infant and themselves."

To qualify for the WIC program, participants must meet the following requirements:

- Be a pregnant, breastfeeding, or new mother; an infant up to age one; or a child up to their fifth birthday; and
- Be a resident of Missouri; and
- Meet income eligibility requirements.

Missourians interested in learning about the benefits of WIC may visit [wic.mo.gov](http://wic.mo.gov) or call TEL-LINK at 1-800-835-5465 to find the WIC local agency in their county.

In accordance with federal civil rights law and U.S. Department of Agriculture

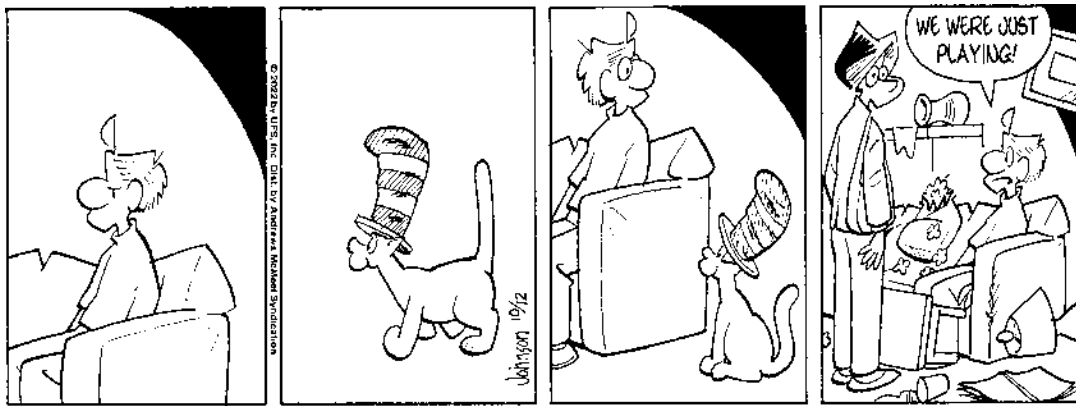
(USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, sex (including gender identity and sexual orientation), disability, age, or reprisal or retaliation for prior civil rights activity in any program or activity conducted or funded by USDA. Nondiscrimination and complaint information can be found on our website at [wic.mo.gov](http://wic.mo.gov).

WIC is funded by the USDA and is administered by the Missouri Department of Health and Senior Services. This institution is an equal opportunity provider.

### Help Our Health Page!

For our Health page, we know there are a lot of medical clinics and affiliated healthcare providers in the local area that have a message that they wish to share with the public. Whether it's the findings of local research, ways to promote a healthy diet or lifestyle, or the best treatments for common ailments, we're sure that the local medical community has a lot to share with the people of our community. Same as with our business page, we would also like stories about new training that your staff has received, a new hire with an exclusive area of expertise, a promotion of a staff member or the attendance at an important conference by clinic staff. Whatever is important to you, it's important to us and we want to provide you the recognition you deserve.

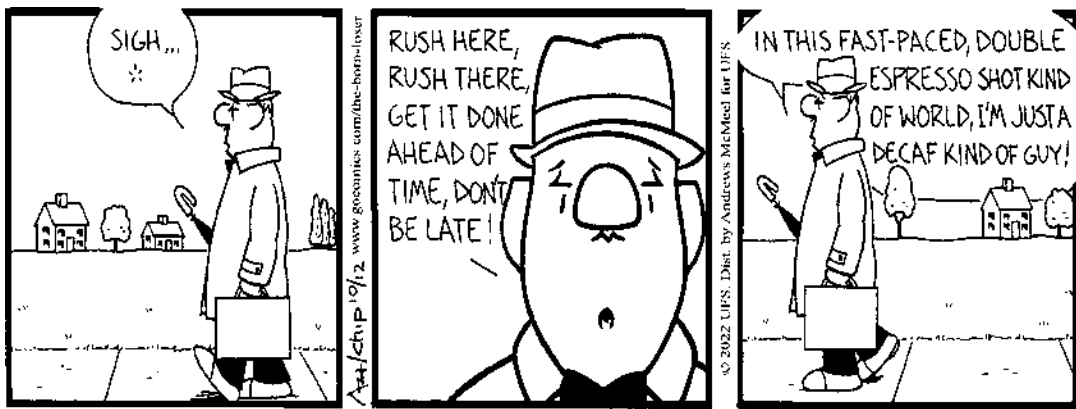
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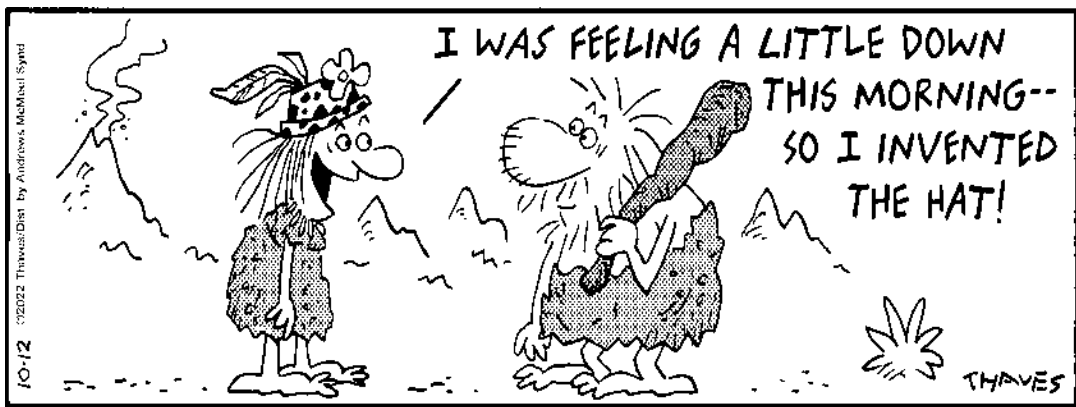
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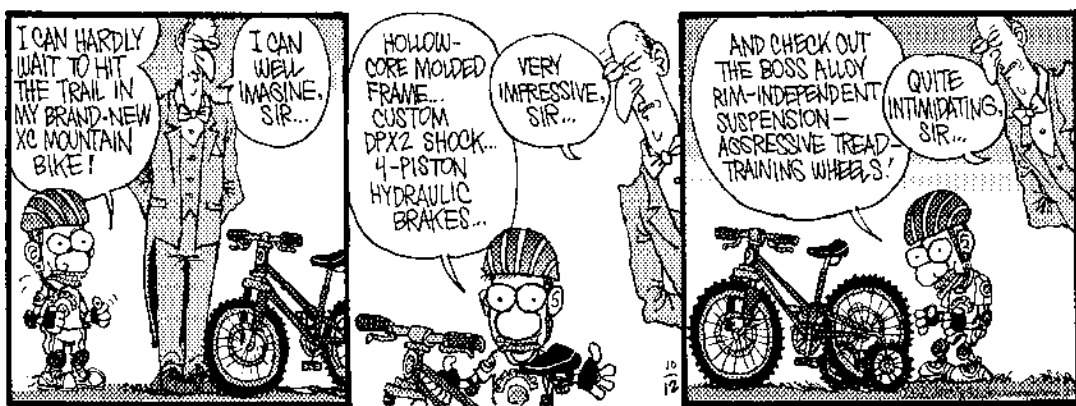
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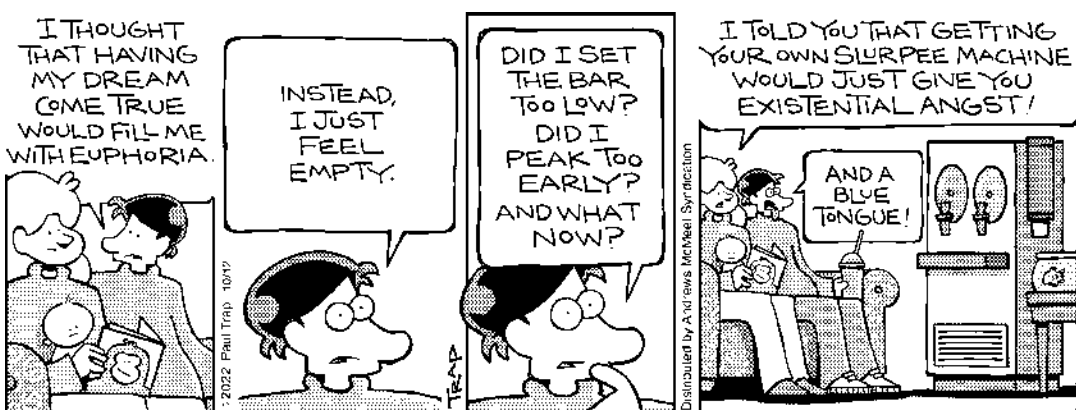
**FRANK AND ERNEST**



**MONTY**



**THAT A BABY**



**SUDOKU**

**Here's How It Works:** Sudoku puzzles are formatted as a 9x9 grid, broken down into nine 3x3 boxes. To solve a sudoku, the numbers 1 through 9 must fill each row, column and box. Each number can appear only once in each row, column and box. You can figure out the order in which the numbers will appear by using the numeric clues already provided in the boxes. The more numbers you name, the easier it gets to solve the puzzle!

**PREVIOUS ANSWER**

2	8	1	7	3	4	6	9	5
3	7	9	2	5	6	8	1	4
4	5	6	1	8	9	2	3	7
9	6	4	5	2	1	3	7	8
7	1	5	8	4	3	9	6	2
8	3	2	6	9	7	5	4	1
1	2	7	9	6	8	4	5	3
5	9	3	4	7	2	1	8	6
6	4	8	3	1	5	7	2	9

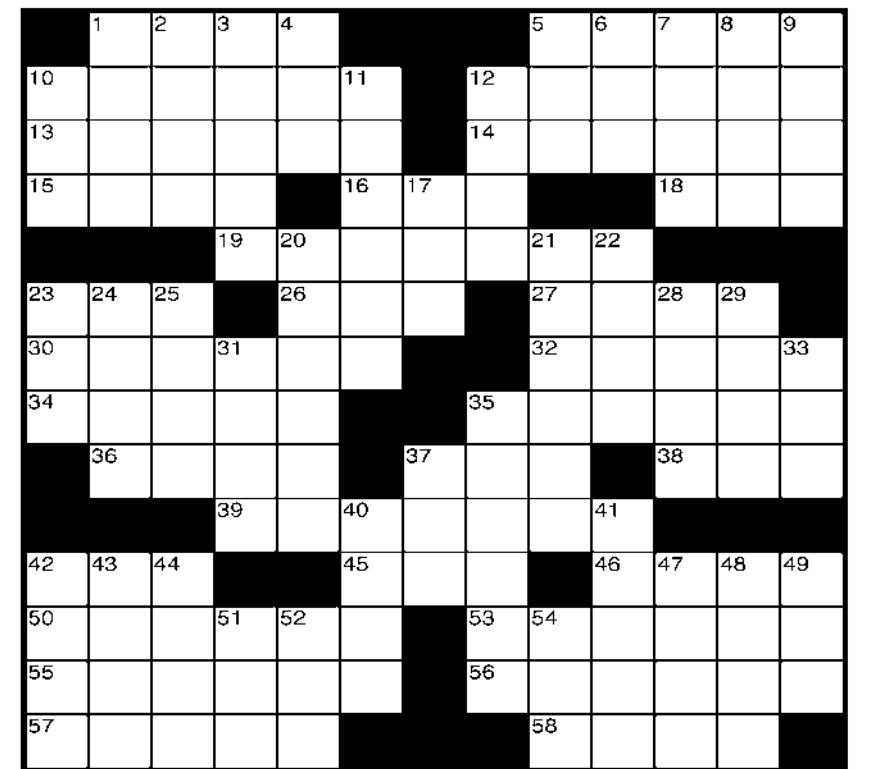
	1	2	4	9	5			
		5			6			9
			3	1	7			8
	2			4				7
		3				9		
6				8				4
	5		6	3	4			
1			2			7		
			1	7	8	6	9	

**CROSSWORD**

- ACROSS**
- 1 Clobber
  - 5 Prom rentals
  - 10 Wild feline
  - 12 Venus' sister
  - 13 Grads
  - 14 Racket game
  - 15 Thought
  - 16 Go for the gold
  - 18 Fruit cooler
  - 19 Stuffed
  - 23 Yak
  - 26 Jungfrau
  - 27 Nat "King" —
  - 30 Quick-dry fabrics
  - 32 Exhilarating
  - 34 Electrical connectors
  - 35 Lethargic
  - 36 A Guthrie
  - 37 Sloppy —
  - 38 Qt. parts
  - 39 Diplomat's post
  - 42 Tony-winner — Hagen
- DOWN**
- 1 Like Kojak
  - 2 Fit of shivering
  - 3 Poisonous shrub
  - 4 Solo of "Star Wars"
  - 5 Road sign symbol
  - 6 Coffee holder
  - 7 Lucy Lawless role
  - 8 Sooner city
  - 9 Business encl.

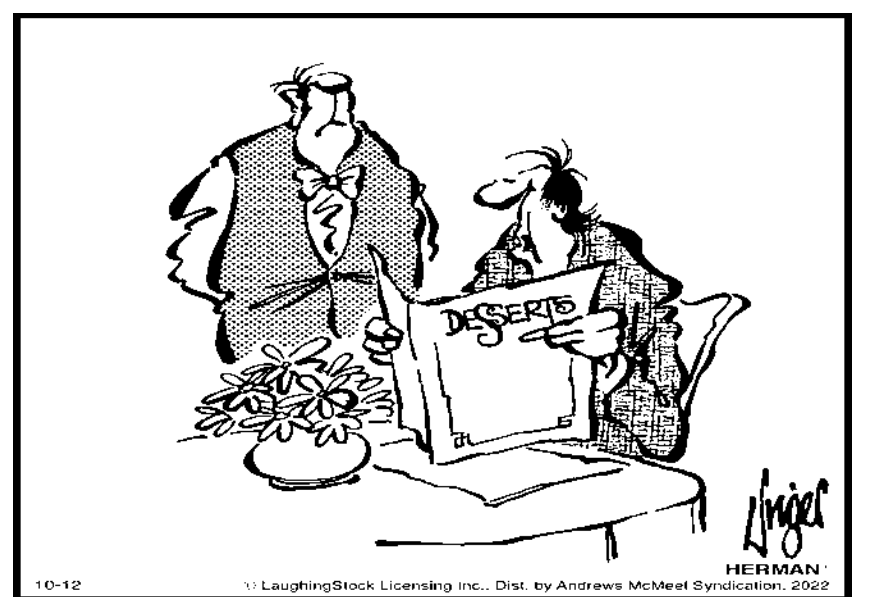


- 10 — alai
- 11 Foes
- 12 Flower part
- 17 Babysitter's bane
- 20 Kidnapper's demand
- 21 Cave sound effects
- 22 Go-getter
- 23 Econ. indicator
- 24 Jean Auel heroine
- 25 Make less distinct
- 28 Reindeer herder
- 29 Rewrite
- 31 Gawk at
- 33 Fabric meas.
- 35 Throws
- 37 "The Bell —"
- 40 Farewells
- 41 Immature
- 42 Consumer
- 43 Kind of stand
- 44 He played Obi-Wan
- 47 Pseudo
- 48 Skipped town
- 49 9-digit no.
- 51 Sitcom planet
- 52 Geol. formations
- 54 Sine — non



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**HERMAN**



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**"I can't help myself. I'm gonna spend your gratuity on a dessert."**

**ASTROGRAPH BY EUGENIA LAST**

Take care of situations and responsibilities yourself. Don't rely on others to offer sound advice. Be disciplined when handling health, financial and contractual matters. Consider what's needed to minimize stress. Take an innovative approach to balancing time spent on domestic and professional duties. Choose activities geared toward fitness and good health.

**LIBRA (Sept. 23-Oct. 23)** -- Take the plunge to get things done. Hesitation will work against you. Redirect your energy where it counts, and keep an eye on transactions that can affect your finances.

**SCORPIO (Oct. 24-Nov. 22)** -- Don't let confusion and uncertainty stand in your way. Consider what's working for you and head in that direction. Look for opportunities to meet new people and to do something positive.

**SAGITTARIUS (Nov. 23-Dec. 21)** -- Stick to the point. If you embellish something, someone will expect more than you are willing to give. Put greater emphasis on your positive attributes and how you can put them to work.

**CAPRICORN (Dec. 22-Jan. 19)** -- Stick close to home. Keep the peace and go about your business. Make subtle changes that will add to your comfort. Take care of debt and unfinished business. Beware indulgence.

**AQUARIUS (Jan. 20-Feb. 19)** -- Don't jump to conclusions. Ask questions, decide how to proceed and put in the time, effort and resources to ensure you do things right the first time. Trust yourself, not others.

**PISCES (Feb. 20-March 20)** -- A change in how you do things will spark interest. Connect with people who share your concerns and want to

make a difference. Don't waste time arguing. Anger will only get in your way.

**ARIES (March 21-April 19)** -- Follow the money until you are sure where every penny is going. Keeping track of your expenditures will help you make better decisions. A physical encounter will bolster your confidence.

**TAURUS (April 20-May 20)** -- A change will turn in your favor. Go with the flow and enjoy the ride. Refuse to let someone's demands slow you down. Put your energy, money and time where you feel most comfortable. Don't share secrets.

**GEMINI (May 21-June 20)** -- Pay attention to protocol and do everything by the book. Reinvent your skills to suit trends. Show others what you can do under pressure. Make promises and keep them. Don't be afraid to commit.

**CANCER (June 21-July 22)** -- Situations will get blown out of proportion at home and work. Take a moment to reflect on what's going on and how you can tip things in your favor. Keep your valuables safe.

**LEO (July 23-Aug. 22)** -- Digest information and process your options before you make a move. Don't feel pressured by someone trying to get you to make a premature decision. Focus on clear-cut opportunities.

**VIRGO (Aug. 23-Sept. 22)** -- A change of heart will prompt you to learn something new and change how you live. Mingle with people who can offer answers, suggestions and a helping hand. Make your actions count.

\*\*\*  
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**IN THE CIRCUIT COURT OF ADAIR COUNTY, MISSOURI  
JUVENILE DIVISION  
Judge Matthew Wilson**

In the Interest of )  
A. T. C. ) Case Number: 22AR-JU00037  
Male )  
DOB: 4/24/2020 )  
Age: 2 )

Notice Upon Order for Service by Publication  
The State of Missouri to: HEATH MICHAEL CARY, SR.

You are notified that an action has been commenced against you in the Juvenile Division of the Circuit Court of Adair County, Missouri, the object and general nature of which is to terminate your parental rights in and to A.T.C., a minor child born April 24, 2020. The names of all parties in this action are stated in the caption above and the name and address of the Juvenile Office attorney is:

C. David Rouner  
ROUNER LAW OFFICE LLC  
400 N. Franklin Street  
Kirksville MO 63501  
(P) 660.665.7515  
(F) 660.665.7514

You are further notified that, unless you file an answer or other pleading or otherwise appear and defend against this action within 45 days after September 21, 2022, judgment by default will be entered against you.

Dates of Publication: September 21 & 28, October 5 & 12, 2022

**Missouri 2022 Section 303(d) Impaired Waters List Public Notice**

The Missouri Department of Natural Resources is making available for public review and comment the proposed Missouri 2022 Section 303(d) Impaired Waters List. The Department has included the prioritization of waters for Total Maximum Daily Load (TMDL) development as part of the proposed 2022 Section 303(d) Impaired Waters List. The public notice period begins October 13, 2022, and ends January 18, 2023. The proposed list can be found on the Department's website: <https://dnr.mo.gov/water/what-were-doing/water-planning/quality-standards-impaired-waters-total-maximum-daily-loads/impaired-waters>.

The Department will hold a public hearing on the proposed 2022 Section 303(d) Impaired Waters List on January 11, 2023, as part of the Missouri Clean Water Commission meeting, which will begin at 10 a.m. in the Lewis and Clark State Office Building, LaCharrette and Nightingale Conference Rooms, 1101 Riverside Drive, Jefferson City, MO 65101.

The Department has scheduled public availability meetings for the proposed 2022 Section 303(d) Impaired Waters List on:

- November 16, 2022, from 9 a.m. to 12 noon in the Lewis and Clark State Office Building, Gasconade Camp Conference Room, 1101 Riverside Drive, Jefferson City, MO 65101; and
- December 13, 2022, from 9 a.m. to 12 noon in the Lewis and Clark State Office Building, Gasconade Camp Conference Room, 1101 Riverside Drive, Jefferson City, MO 65101.

The Department invites the public to ask questions about the proposed 2022 Section 303(d) Impaired Waters List and TMDL prioritization at these meetings. The Department will hold these meetings in person with a virtual option. Meeting details and the hyperlink for the virtual option will be available on the Department's website: <https://dnr.mo.gov/water/what-were-doing/water-planning/quality-standards-impaired-waters-total-maximum-daily-loads/impaired-waters>.

The federal Clean Water Act requires submittal of the Section 303(d) Impaired Waters List to the U.S. Environmental Protection Agency in even numbered years. The preparation of the list is subject to the requirements of Revised Statutes of Missouri Section 644.036.5.

The Department will accept written comments through January 18, 2023. Comments should be submitted in writing to the Department of Natural Resources, Attention Robert Voss, Water Protection Program, P.O. Box 176, Jefferson City, MO 65102-0176, or by email to [impairedwaters@dnr.mo.gov](mailto:impairedwaters@dnr.mo.gov).

**TIMBER FOR SALE**

The Missouri Department of Conservation intends to sell forest products to companies and/or entities that have proper training. Accordingly, the Missouri Department of Conservation will only accept and enter into contracts in which the individual who is designated to sign timber sale contracts and the individual responsible for supervision of the logging have both successfully completed training, and maintained certification, pursuant to the MFPA Professional Timber Harvester Training, or its approved equivalent.

The Missouri Department of Conservation will accept bids on a timber sale located in the Union Ridge Conservation Area, Compartment 7. The sale has an estimated 215,212 board feet of mixed hardwood sawtimber by the Doyle Tree Scale on 315 acres. The forest products are in Township 64 North, Range 18 West, Section(s) 27, 33, 34 in Sullivan County, Missouri. Prospective bidders may contact Brice Kelso, Forester, for additional details regarding the location and terms of the sale at (660) 785-2420.

Mark Twain Rural Telephone Company is a state-of-the-art telecommunications service provider that provides basic and enhanced services at reasonable rates within its service territory. Basic services are offered at the following rates:

Monthly Rate	
Single Party Residence Service	\$30.00
Single Party Business Service	\$31.25
Toll Blocking	\$4.00 (See Note)
Emergency 911 Services – Surcharges for 911 services are assessed according to government laws and regulations.	

The Company has been designated by the Missouri Public Service Commission as an Eligible Telecommunications Carrier. Low-income individuals may be eligible for discounts from these basic local charges through the State and Federal Lifeline program. Lifeline service is a government benefit program limited to one wireline or one wireless telephone service per household. Documentation of eligibility (including program participation or income) is required to enroll, and consumers who make false statements in order to obtain the benefit can be punished by a fine or imprisonment or be barred from the program.

Basic services are offered to all consumers in the Mark Twain Rural Telephone Company service territories at the rates, terms and conditions specified in the Company's tariffs. If you have any questions regarding the Company's services, please call us at 1-877-687-8835 for further information regarding our services.

Note - Toll Blocking is available at no charge for low-income customers that qualify.

**IN THE 2ND JUDICIAL CIRCUIT COURT, ADAIR COUNTY, MISSOURI  
Judge or Division: Case Number: 22AR-PR00099  
PROBATE**

In the Estate of ROBERT OWINGS, Deceased.

**Notice of Letters Testamentary Granted  
(Supervised Administration - Non-Resident Fiduciary)**

To All Persons Interested in the Estate of ROBERT OWINGS, Decedent: On September 14, 2022, the last will of the decedent having been admitted to probate, the following individual was appointed personal representative of the estate of ROBERT OWINGS, decedent, by the Probate Division of the Circuit Court of Adair County, Missouri.

The name and address of the personal representative is: Philip Owings, 630 York Street, Quincy, IL 62301  
The personal representative's attorney's name, business address, and phone number is: Leslie Silvernail, 803 S. Baltimore, Kirksville, MO 63501, 660-956-0997  
The personal representative's designated agent's name, business address, and phone number is: Leslie Silvernail, 803 S. Baltimore, Kirksville, MO 63501 660-956-0997.  
All creditors of said decedent are notified to file claims in court within six months from the date of the first publication of this notice or if a copy of this notice was mailed to, or served upon, such creditor by the personal representative, then within two months from the date it was mailed or served, whichever is later, or be forever barred to the fullest extent permissible by law. Such six-month period and such two-month period do not extend the limitation period that would bar claims one year after the decedent's death, as provided in Section 473.444, RSMo, or any other applicable limitation periods. Nothing in Section 473.033, RSMo, shall be construed to bar any action against a decedent's liability insurance carrier through a defendant ad litem pursuant to Section 537.021, RSMo.

Date of the decedent's death: August 26, 2021  
Date of first publication: September 21, 2022

Linda Decker  
Adair County Circuit Clerk

Receipt of this notice by mail should not be construed by the recipient to indicate that the recipient necessarily has a beneficial interest in the estate. The nature and extent of any person's interest, if any, can be determined from the files and records of this estate in the Probate Division of the above referenced Circuit Court.  
PUBLICATION DATES: 9-21-2022, 9-28-2022, 10-5-2022, 10-12-2022

**TIMBER FOR SALE**

The Missouri Department of Conservation intends to sell forest products to companies and/or entities that have proper training. Accordingly, the Missouri Department of Conservation will only accept and enter into contracts in which the individual who is designated to sign timber sale contracts and the individual responsible for supervision of the logging have both successfully completed training, and maintained certification, pursuant to the MFPA Professional Timber Harvester Training, or its approved equivalent.

The Missouri Department of Conservation will accept bids on a timber sale located in the Sugar Creek Conservation Area, Compartment 3. The sale has an estimated 152,381 board feet of mixed hardwood sawtimber by the Doyle Tree Scale on 204 acres. The forest products are in Township 62 North, Range 10 West, Section(s) 3, 11 in Adair County, Missouri. Prospective bidders may contact Brice Kelso, Forester, for additional details regarding the location and terms of the sale at (660) 785-2420.

**NOTICE OF FILING OF FINAL SETTLEMENT  
AND PETITION FOR DISTRIBUTION**

To all persons interested in the ESTATE OF JOE HENRY SHELTON, DECEASED (ESTATE NO. 21AR-PR00052):

You are hereby notified that the undersigned Personal Representative of said estate will file Final Settlement and Petition for Distribution on the 31st day of October, 2022, in the Probate Division of the Adair County Circuit Court, Kirksville, Missouri, and that any objections or exceptions to such Settlement or Petition or any item thereof must be in writing and filed within twenty (20) days from such date.

LISA OSBORN  
PERSONAL REPRESENTATIVE

BRISCOE & BRANNON  
Attorneys at Law  
P. O. Box 446  
New London, Missouri 63459  
Telephone: (573) 985-3411  
ATTORNEYS FOR ESTATE

FIRST PUBLICATION: September 28, 2022.



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**Celebration Announcements**



Congrats to Stacy Mullen, daughter of Andrew and Jocelyn Mullen, on her first place FFA Agriscience Fair project. Way to go!



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YOUR CELEBRATORY AD!**

**Wedding & Engagement  
Announcements**

**Garrett-Vogel Nuptials**  
Allison Jean Garrett and  
Carter James Vogel of  
Moberly, MO, were united in  
marriage on May 18, 2019.



## Truman State University Homecoming Parade held downtown

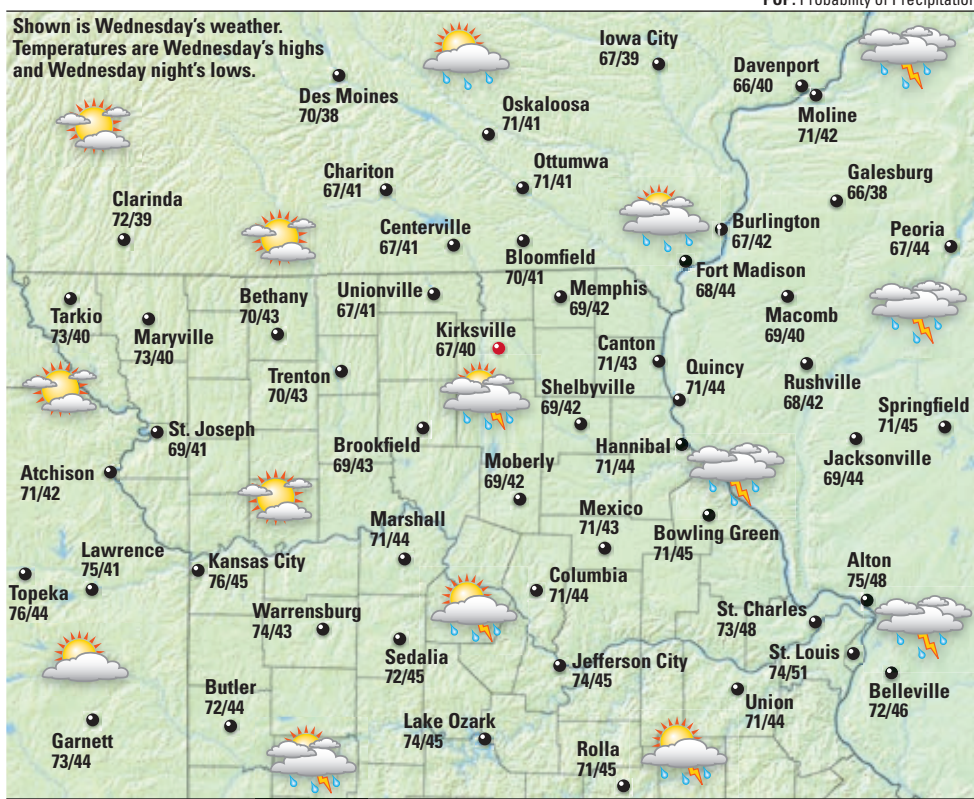
By NEMO Photography

The Truman State University Homecoming Parade was held on Saturday morning, beginning downtown on Franklin Street and ending at Truman.



## 7-DAY FORECAST FOR KIRKSVILLE

WEDNESDAY	WED. NIGHT	THURSDAY	FRIDAY	SATURDAY	SUNDAY	MONDAY	TUESDAY
Breezy in the morning with a thunderstorm	Clear and cooler	Mostly sunny and breezy	Partly sunny; breezy in the afternoon	Sunny to partly cloudy	Sunny to partly cloudy	Sunshine	Sunny
<b>HIGH: 67</b> POP: 55%	<b>LOW: 40</b> POP: 20%	<b>65 31</b> POP: 0%	<b>65 41</b> POP: 0%	<b>65 36</b> POP: 10%	<b>63 36</b> POP: 0%	<b>62 43</b> POP: 5%	<b>60 39</b> POP: 0%



### Conditions Wednesday

#### UV Index & RealFeel Temperature®

52	55	61	66	65	57

8 a.m. 10 a.m. Noon 2 p.m. 4 p.m. 6 p.m.

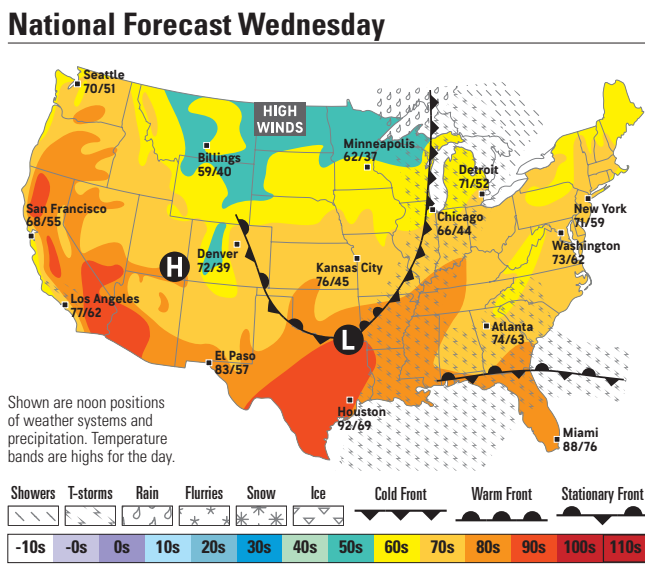
The higher the AccuWeather.com UV Index™ number, the greater the need for eye and skin protection. 0-2: Low; 3-5: Moderate; 6-7: High; 8-10: Very High; 11+: Extreme. The patented AccuWeather.com RealFeel Temperature is an exclusive index of effective temperature based on eight weather factors.

#### Comfort Index™

**10** A rating of 10 feels very comfortable while a rating of 0 feels very uncomfortable.

#### Boating Index

**9** Ratings: 0-2: Poor; 3-4: Fair; 5-6: Good; 7-8: Very Good; 9-10: Excellent.



### Almanac

#### Kirksville through Monday

Temperature	
High/low.....	79/37
Normal high/low.....	67/45
Record high.....	90 in 1963
Record low.....	24 in 1964

Precipitation	
Monday.....	0.00"
Past week's total.....	Trace
Month to date.....	Trace
Normal month to date.....	1.17"
Year to date.....	24.89"
Normal year to date.....	36.25"

Winds	
Average direction.....	SW
Average speed.....	4.6 mph
Highest speed.....	9 mph

#### Monday's Temperatures

Midnight - Midnight

Last Week's Temperatures	
Actual and normal highs/lows	
T	76 / 40
W	75 / 46
Th	80 / 47
F	59 / 32
S	61 / 28
Su	75 / 41
M	79 / 37

### The Region

City	Wed. Hi/Lo/W	Thu. Hi/Lo/W
Branson	79/47/pc	73/46/s
Burlington, IA	67/42/t	58/33/s
Cape Girardeau	77/45/t	71/40/s
Carbondale	76/45/t	68/39/s
Cedar Rapids	66/37/sh	58/29/s
Champaign	71/44/t	60/34/pc
Chicago	66/44/t	54/36/pc
Columbia	71/44/t	67/40/s
Danville	70/44/t	60/34/pc
Davenport	66/40/t	61/31/pc
Decatur	70/45/t	60/36/pc
Des Moines	70/38/pc	61/32/s
Evansville	79/49/t	67/39/pc
Galesburg	66/38/sh	57/30/s
Green Bay	62/40/t	51/32/c
Indianapolis	73/47/t	64/38/pc
Iowa City	67/39/sh	61/29/s
Jefferson City	74/45/t	66/40/s
Joliet	68/43/t	57/33/pc
Kansas City	76/45/pc	66/42/s
Lafayette, IN	69/44/t	61/31/c
Lincoln	69/43/t	62/34/s
Madison	69/42/t	64/36/s
Milwaukee	67/42/t	56/33/c
Omaha	72/42/pc	63/35/s
Ottumwa	71/41/t	61/31/s
Peoria	67/44/t	60/34/pc
Rockford	66/39/t	58/29/pc
St. Louis	74/51/t	66/44/s
Springfield, IL	71/45/t	65/35/s
Springfield, MO	76/43/t	69/44/s
Topeka	76/44/pc	69/42/s
Wichita	79/47/pc	73/46/s

### The Nation

City	Wed. Hi/Lo/W	Thu. Hi/Lo/W
Albany, NY	71/55/pc	67/51/sh
Albuquerque	76/51/s	76/52/s
Anchorage	36/26/c	39/26/s
Atlanta	74/63/t	78/51/t
Baltimore	74/59/pc	70/48/t
Billings	59/40/pc	68/46/s
Birmingham	78/64/t	77/45/s
Boise	79/45/s	79/47/s
Boston	72/56/pc	71/61/pc
Buffalo	72/59/c	60/43/sh
Charleston, SC	76/66/t	78/58/t
Charleston, WV	75/59/pc	70/40/r
Charlotte	72/63/t	77/48/t
Cleveland	72/54/c	60/40/sh
Columbia	77/65/t	80/52/t
Columbus	75/55/c	62/38/r
Dallas	92/59/s	87/57/s
Denver	72/39/s	66/42/s
Detroit	71/52/t	59/37/c
Fargo	58/31/c	50/26/pc
Grand Rapids	67/46/t	56/37/pc
Hartford	73/54/pc	70/49/t
Honolulu	82/71/sh	87/73/sh
Houston	92/69/t	92/62/s
Jackson, MS	82/65/t	81/49/s
Jacksonville	83/67/t	83/61/t
Las Vegas	92/67/s	92/67/s
Little Rock	85/56/t	81/48/s
Los Angeles	77/62/pc	79/62/pc
Louisville	80/55/pc	68/41/s
Memphis	84/56/t	77/50/s
Miami	88/76/t	87/73/t
Minneapolis	62/37/c	51/31/c
Nashville	83/59/pc	75/43/s
New Orleans	84/71/t	83/63/t
New York City	71/61/pc	72/57/t
Norfolk	74/63/s	74/56/t
Oklahoma City	79/49/t	74/49/s
Orlando	88/73/t	87/69/t
Philadelphia	73/60/pc	72/53/r
Phoenix	95/70/s	97/72/s
Pittsburgh	72/58/c	62/38/r
Portland, ME	66/51/pc	64/55/pc
Portland, OR	78/52/s	80/51/s
Rapid City	59/37/pc	61/40/s
Sacramento	88/54/s	86/53/s
Salt Lake City	76/49/s	74/49/s
San Diego	74/67/pc	74/65/pc
San Francisco	68/55/pc	69/52/pc
Seattle	70/51/s	73/49/s
Shreveport	91/64/t	88/50/s
Tampa	87/74/t	85/72/t
Tucson	89/63/s	90/64/pc
Tulsa	79/50/s	77/50/s
Washington, DC	73/62/pc	69/51/t

Weather (W): s-sunny, pc-partly cloudy, c-cloudy, sh-showers, t-thunderstorms, r-rain, sf-snow flurries, sn-snow, i-ice

### River Stages

(in feet)	Flood Stage	Mon. 7 a.m.	24-hr +/-
<b>Chariton River</b>			
Chariton	19.5	4.00	none
Rathbun Tail	--	2.20	none
<b>Moulton</b>	36	18.40	none
Novinger	20	-0.02	-0.03
Prairie Hill	15	1.31	+0.08
<b>South Fork Chariton River</b>			
Promise City	25	3.20	none
<b>Mississippi River</b>			
Keokuk	16	3.79	+1.26
Quincy	19	11.43	-0.08
Quincy Lock & Dam	18	2.69	-0.22

Forecasts and graphics provided by AccuWeather, Inc. ©2022

## Husband refuses to confront friend who assaulted wife

**DEAR ABBY:** My husband's best friend groped my privates several years ago at a party. It was traumatizing. I have never forgotten how abused and dirty it made me feel. I told my husband about it when we got home, but he'd had a lot to drink and told me I must have been imagining things.



**JEANNE PHILLIPS**  
DEAR ABBY

As time went by, I would occasionally bring it up, especially when we would see this person. When the #metoo movement came into being, it brought out all those memories, and I asked my husband to confront the man, who remains his best friend. He refuses.

it or give him an ultimatum -- either confront the friend or I leave? -- **TORN IN TEXAS**

**DEAR TORN:** Your husband doesn't think you are imagining things. For him to make that accusation is called "gaslighting." He prefers to avoid a confrontation with his best friend rather than defend you because the friendship is more important to him than your feelings. From where I sit, that doesn't

make your husband much of a man. Men who love their wives do not sit by silently when they have been disrespected.

You might benefit from counseling to get beyond this. Has it occurred to you that YOU should speak up and demand an apology from the "friend"? If you were being serious when you stated that if your husband won't confront this person, you will leave him, allow me to offer a word of caution: Do NOT issue an ultimatum upon which you are not prepared to follow through.

*Dear Abby is written by Abigail Van Buren, also known as Jeanne Phillips, and was founded by her mother, Pauline Phillips. Contact Dear Abby at www.DearAbby.com or P.O. Box 69440, Los Angeles, CA 90069.*

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## NEWS OF THE WEIRD...

### The Neighbors (Naked Edition)

The obvious question is: Why are there so many naked people outdoors these days? On Sept. 25 in McMinnville, Oregon, KOIN-TV reported, an "unclothed male subject" was in his front yard, which drew the ire of his across-the-street neighbor. The neighbor launched two full beer cans, hitting the naked man's house, which prompted him to go inside to retrieve a shotgun. The neighbor grabbed a handgun and shot five shots into the ground in an effort to scare the naked man. No one was hurt, but the beer thrower was cited for criminal mischief.

### Sweet Revenge

Porch pirates in a south Austin, Texas, neighborhood are driving residents crazy, KXAN-TV reported. The same people in the same car are hitting front stoops day and night, so a woman identified only as Gabriela came up with a plan. Her husband put a box of used, dirty diapers on the porch, and sure enough, "The same people came back and took the package," she said. Unfortunately, they "came back and smeared those diapers on our front door. Thirty minutes later, they came back with a giant bag of cow manure. They spread that all over our front porch and on our cars in the driveway.

I called police, filed a report, and now there's a detective on the case." Brittany Walker, who lives near Gabriela, confronted the thieves herself, yelling, "I have a baby," but she said they just laughed at her. "It was a really upsetting moment." Austin police advise against engaging with the suspects.

### Unclear on the Concept

A second grader in Jacksonville, Florida, has been expelled from Victory Christian Academy after their parents objected to a homework assignment suggesting students "send a picture of you doing reading homework in the bathtub," Action News Jax reported on Sept. 22. Misty Dunham emailed the teacher: "Hey, you might want to explain that. Send something out to the parents. Let them know what the intentions are." Dunham also reached out to school administrators and the Jacksonville Sheriff's Office. School officials responded by suggesting that the Dunhams "should do a parental withdrawal for the child." When Dunham refused, the school expelled the 8-year-old. Pastor Jesse Latta issued a statement about the assignment but did not address the child's removal from the school.

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# Welcome, Dr. Spencer!

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## Kent's record-setting day helps Kirksville to 43-42 win

By Adam Tumino  
Daily Express

The Kirksville football team bounced back from a loss in week six and got a close road win over Mexico on Friday, beating the Bulldogs 43-42. Kirksville is now 4-3 on the season and has won three of its last four games.

The 43 points Friday set a new season high for the Tigers and marked the third time they scored 40 or more points in a game this season. Since being shutout 29-0 by Savannah on Sept. 9, the Tigers have averaged 35.8 points per game in four games.

Savannah is currently 7-0 with a strong defense, having two shutout wins and two other games where they allowed just six and seven points respectively. Kirksville head coach Kevin Krietemeyer said that the team has done a nice job improving offensively since that game, which was shown with how the team bounced back after falling behind to Mexico.

"I thought we made some good adjustments there in the second quarter and obviously the second half," he said. "Kind of got away from running the football and just started throwing the football. We



Kirksville's Jalen Kent tries to elude a pair of defenders in Kirksville's game against Hannibal on Sept. 30. NEMO PHOTOGRAPHY

found some good spots in their zone, so we kept attacking them. I thought (quarterback Isaac Danielson) did a good job finding Jalen (Kent) and some of the kids that were open, and I thought the offensive line did a great job in pass protection."

Kent was certainly open a lot on Friday. He set a new school record with 18 receptions, five of which went for touchdowns, and gained 246 yards. Kent

quickly emerged as the top target in the passing game this season, filling in the role vacated since the top two receivers last season were seniors.

Krietemeyer said that Kent has been able to be so productive this season because of his ability not only to get open, but to make plays once the ball is in his hands.

"He does a good job of catching the ball and getting yards

after the catch," he said. "He's athletic, he's hard to tackle and he just does a good job of finding his zone and sitting in it. If it's man he does a good job of running. He's the kid we knew we could count on. We watched him last year and he was elusive and did some good things for us when he was out there. We knew that if we gave him a chance this year he was going to be a good receiver for us."

There are just two games remaining in the regular season, with this week's matchup coming at home against an 0-7 Fulton squad before closing out the season on the road against a strong Capital City team.

Fulton has struggled throughout the season, but their offense in particular has had trouble lately. The Hornets have averaged just 7.3 points per game over their last four contests after averaging 24.7 points over their first three games. On defense, they are allowing 43.9 points per game.

Krietemeyer said that as long as the Tigers focus on executing the things they can control to avoid falling into a potential trap at home.

"We need to take care of business and focus on us," he said. "Offensive line's got to do a better job of run blocking, getting off the ball, taking that first step. Defensively we've got to make sure we're getting aligned correctly and not falling asleep. We've given up some vertical balls because we were not paying attention to what was going on with our receivers. We've got to be better at that, and we are. We're going to keep focusing on that and keep getting better. Keep coaching our kids and they'll keep learning."

## Kirksville girls golf team advances to state

By Adam Tumino  
Daily Express

Two weeks after winning their fourth-straight conference title, the Kirksville girls golf team placed second in the Class 2 District 2 Tournament and will be advancing to state for the second year in a row.

The Tigers had a team score of 379, behind only district champions Osage with a score of 354. Sophomore Addy Davis was the highest individual finisher for the Tigers, placing fourth with a score of 80. Junior Anna Jenkins placed seventh with an 89. Both Davis and Jenkins were given All-District honors.

Seniors Maya McKiver and Morgan Lunsford placed 13th and 19th respectively. McKiver shot a 98 and Lunsford shot a 103.

These four will be representing Kirksville at state, which will be held Oct. 17 and 18 at Silo Ridge in Bolivar.

Last year at state, which was held in Columbia, Kirksville finished in third place. Davis placed seventh, Lunsford tied for 38th, McKiver tied for 41st and Jenkins tied for 59th.



Kirksville's Addy Davis (left) and Anna Jenkins pose with the All-District medals.



The Kirksville girls golf team poses on the green after placing second at the Class 2 District 2 Tournament on Monday. The team will play in the state tournament next week. SUBMITTED PHOTOS

## Area high school football results for week 7

By Adam Tumino  
Daily Express

The 2022 high school football season is getting close to its end, and area teams are looking to finish strong.

Kirksville was one of four local teams to get a win in week seven, beating Mexico 42-41 on the road. Senior receiver Jalen Kent set a new school record with 18 receptions in the game while gaining 246 yards and scoring five touchdowns, helping lead a comeback win.

The Tiger offense is averaging 38.5 points per game in its last four games, in which they have gone 3-1.

Also picking up a comeback win was Macon. The Tigers beat South Shelby on the road 40-26, dominating the second half after trailing 20-14 at halftime. Macon improved to 7-0 with the win. Their average margin of victory this season is 25 points per game.

Milan got back in the win column after losing back-to-back games to unbeaten opponents, getting a 49-20 road win over South Harrison. The game set a new season high in points scored this season and the highest total since week three last season, when they also scored 49 points.

Putnam County put its 5-1 record to the test against a 6-0 Gallatin team, falling to the Bulldogs 35-20. The 35 points allowed by the Midget defense tied a season low for high-scoring Gallatin. Both of Putnam County's losses this season came against teams that are currently 7-0. They lost to Trenton back in week four.

Scotland County is still in search of its first win of the season, although the Tigers did set a new season high in points in their 41-17 loss to Marceline. The game also marked the closest margin for Scotland County since a 28-10 loss to Fayette in week three.

The area eight-man football teams split games in week seven. Knox County snapped a three-game losing streak with a 66-32 homecoming win over Northwest. The 66 points scored by the Eagles tied a season high while the 32 points allowed are the second-fewest. The lowest came in a 66-12 win over Northland Christian in week three.

Schuyler County dropped its fourth game in a row, falling at home to King City 68-22. The 68 points allowed is the lowest total during the streak.

### The schedule for week eight is as follows:

- Kirksville vs. Fulton
- Knox County at St. Paul Lutheran
- Macon at Monroe City
- Milan at Polo (Saturday)
- Putnam County vs. Maysville
- Schuyler County vs. Northland Christian
- Scotland County vs. Paris

## Bulldogs' dominant defense, opportunistic offense get 36-14 homecoming win

By Adam Tumino  
Daily Express

Aggressive defense and special teams combined with opportunistic offense propelled the Truman State football team to a 36-14 homecoming victory on Saturday over GLVC rival Missouri S&T.

It was the fourth-straight win for the Bulldogs, who are now 4-1 on the season. They also set a new season high in points in the game while allowing the second-fewest points on defense so far. The Bulldogs came out of the gates playing well in all three phases, getting a blocked punt and interception on the

first two Missouri S&T possessions and converting them into 10 points. They led 30-8 at halftime and the defense held strong in the second half as the offense struggled to move the ball at times.

Truman had a week off after an overtime win over a strong Tiffin team, and head coach Gregg Nesbitt said that the extra week factored into the hot start.

"(I saw) a team that was very well prepared, that got themselves really ready to play," he said. "They were in control from the outset, all three phases. I thought our punt block unit really set the tone. We played with great



Truman State linebacker Ulysses Ross (44) and defensive back Ben Thomas (21) bring down a Missouri S&T runner.

field position. Our offense was opportunistic. They showed some improvement, showed some flashes."

Following the punt block the Bulldogs only had to go 13 yards to score, which they did on a 10-yard pass from quarterback Nolan Hair to receiver Tate Crane. Then an interception from linebacker Isaiah Estes set them up at the opposing 24-yard line and Grant Ross made a 40-yard field goal six plays later.

The offense then went on to score touchdowns on the next three possessions to close out the half. First was a 10-play, 79-yard drive capped off by a three-yard touchdown pass from Collin Sutton to Tanner Lain. The

next score came on a four-yard touchdown run from Shamar Griffith to end a 46-yard drive.

After the Miners got on the scoreboard with 4:07 left in the half, the Bulldogs responded with a 12-play, 79-yard drive that ended with a 37-yard touchdown pass from Hair to Matt Hall with just five seconds on the clock.

The Truman offense gained just 30 yards in the second half but the defense allowed just one touchdown, a 65-yard breakthrough run from S&T running back Cameren Smith. Outside of that one play, the Miners gained just 68 more yards in the half.

See **BULLDOGS**, Page B3



Truman State quarterback Nolan Hair scrambles away from a Missouri S&T defender in the game on Oct. 8. ADAM TUMINO

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KIRKSVILLE, HS				KNOX COUNTY, HS					
27	MACON	8/26	KIRKSVILLE	14	65	SCHUYLER CO.	8/26	KNOX COUNTY	34
40	KIRKSVILLE	9/2	CHILLCOTHE	14	50	SWEET SPRINGS	9/2	KNOX COUNTY	18
0	KIRKSVILLE	9/9	SAVANNAH	29	12	NORTHLAND CHRISTIAN	9/9	KNOX COUNTY	66
14	MOBERLY	9/16	KIRKSVILLE	34	38	KNOX COUNTY	9/16	STANBERRY	72
17	MARSHALL	9/23	KIRKSVILLE	41	20	KNOX COUNTY	9/23	NORTH SHELBY	62
25	KIRKSVILLE	9/30	HANNIBAL	45	76	WORTH COUNTY	9/30	KNOX COUNTY	24
42	MEXICO	10/7	KIRKSVILLE	43	66	KNOX COUNTY	10/7	NORTHWEST	32
N/A	KIRKSVILLE	10/14	FULTON	N/A	N/A	ST. PAUL LUTHERAN	10/14	KNOX COUNTY	N/A
N/A	CAPITAL CITY	10/21	KIRKSVILLE	N/A	N/A	KNOX COUNTY	10/22	BISHOP LeBLOND	N/A
SCHUYLER CO., HS				MACON, HS					
65	SCHUYLER CO.	8/26	KNOX COUNTY	34	27	MACON	8/26	KIRKSVILLE	14
40	SCHUYLER CO.	9/2	PATTONSBURG	78	0	NORTH CALLAWAY	9/2	MACON	33
46	KEYTESVILLE	9/9	SCHUYLER CO.	70	26	MACON	9/9	CLARK COUNTY	18
74	NORTH SHELBY	9/16	SCHUYLER CO.	30	14	PALMYRA	9/16	MACON	49
84	KANSAS CITY EAST CHRISTIAN	9/23	SCHUYLER CO.	26	45	MACON	9/23	HIGHLAND	6
28	SCHUYLER CO.	9/30	BRAYMER	84	53	MACON	9/30	BROOKFIELD	20
22	SCHUYLER CO.	10/7	KING CITY	68	26	SOUTH SHELBY	10/7	MACON	40
N/A	SCHUYLER CO.	10/14	NORTHLAND CHRISTIAN	N/A	N/A	MONROE CITY	10/14	MACON	N/A
N/A	NORTHWEST	10/21	SCHUYLER CO.	N/A	N/A	MACON	10/21	CENTRALIA	N/A

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Kirksville pitcher Brianna Elsea releases a pitch against Marshall on Oct. 8.

## Kirksville softball team sweeps doubleheader against Marshall

By Adam Tumino

The Kirksville softball team swept a doubleheader against Marshall at home Saturday to close out the regular season. The Tigers won the first game 8-2 and the second game 5-2.

With those wins, the Tigers ended the regular season on a six-game winning streak to post a 16-8 record on the season.

They now head into the Class 4 District 5 Tournament this week.



Kirksville centerfielder Jada Jackson slides safely into third base after advancing on a wild pitch. PHOTOS BY ADAM TUMINO



Kirksville shortstop Jordan Meng throws to first after fielding a ground ball.



Kirksville's Tacy Ensign (4) high-fives Olivia Williams after scoring a run.

## Schuyler County falls at home against King City

By Adam Tumino  
Daily Express

The Schuyler County football team fell behind early on Friday as eventually lost to King City by a score of 68-22. It was the fourth-straight loss for the Rams who are now 2-5 on the season.

There are two games left in the regular season, the first of which will be at home against Northland Christian. The Rams will then close out the season on the road against Northwest.



Schuyler County quarterback Conner Smith releases a pass against King City.



Schuyler County's Lathan Martin (0) pursues a King City ballcarrier.



Schuyler County players Elliott Sevits (1) and Mayson Humphrey (2) chase down a King City runner.



The Schuyler County football team runs onto the field prior to the game against King City on Oct. 7. PHOTOS BY ADAM TUMINO

## BULLDOGS

Continued from Page B1

The Truman defense had two interceptions on the day and the punt block unit got their hands on another kick in the third quarter.

Defensive back Ben Thomas led the team with 12 total tackles while Ben Miller recorded the Bulldogs' lone sack on the day. Ryan Olivas had an interception in addition to Estes.

Offensively, the Bulldogs had perhaps their most effective running game of the season. Griffith ran for 82 yards and a touchdown while Sutton added 46 yards on the ground.

Hair was 17-27 passing for 168 yards and two touchdowns with no interceptions, although he was sacked five times. Missouri S&T led the GLVC in sacks entering the game. Hair spread the ball around, completing passes to seven dif-

ferent receivers with five players recording multiple catches. Hall led the team with 62 receiving yards and a touchdown while Chris Kerr had a team-high five catches for 27 yards.

Nesbitt said that the improvement of the running game, which was a large part of the Bulldogs' success in recent years, was a one of the major positives from the game.

"Well we've been really close," he said. "We ran it against a really good Tiffin defense there, and I think Shamar might've had 75 yards on that day. Even the week before at Hillsdale up in Michigan, they've been gaining traction. This was a really good run defense, third in the league. They're really stingy. I thought this was the best that our offensive line and our backs have played, if you take out the sacks which you can't do, they had a pretty good day."



Truman State players celebrate a blocked punt by Mason Huskey (39) against Missouri S&T. PHOTOS BY ADAM TUMINO

The defense was unsurprisingly strong once again. After playing well last season and returning every starter on that side of the ball, Nesbitt said that the defense's ability to consistently dictate what they want to do has been important this season.

"We've been steady and they were in control throughout the day today," he said. "We never felt like we couldn't get control from a defensive perspective. The kids know what they're doing, they know what their

opponents are trying to do against them."

With the win, the Bulldogs moved a few steps closer to the top 25 in the AFCA Poll. After receiving four votes last week, the Bulldogs garnered 11 votes this time around, putting them at No. 30 in the nation.

Truman will be at home Saturday for the third-straight game, this time against Southwest Baptist. The Bearcats are 3-3 overall this season and 1-1 in conference play. The game will kick off at 6 p.m.



Truman receiver Tate Crane runs by a defender against Missouri S&T.



Truman defensive back Ryan Olivas makes a move during an interception return against Missouri S&T.



Truman running back Denim Cook flexes toward the sideline after a physical catch and run against Missouri S&T.



Truman defensive coordinator Kellen Nesbitt talks with players on the sideline during the game against Missouri S&T on Oct. 8.



Truman running back Shamar Griffith runs into the endzone against Missouri S&T.

Proposed Amendments to the Constitution of Missouri and Statutory Propositions

To be submitted to the qualified voters of the State of Missouri at the General Election to be held on Tuesday, the 8th day of November, 2022.

CONSTITUTIONAL AMENDMENT NO. 1

[Proposed by the 101st General Assembly (First Regular Session) HCS HJR 35]

OFFICIAL BALLOT TITLE: Do you want to amend the Missouri Constitution to:

- allow the General Assembly to override the current constitutional restrictions of state investments by the state treasurer; and
allow state investments in municipal securities possessing one of the top five highest long term ratings or the highest short term rating?
State governmental entities estimate no costs and increased interest revenue of \$2 million per year. Local governmental entities estimate no costs and increased interest revenue of at least \$34,000 per year.

United States government. As used in the section, the term "banking institutions" shall include banks, trust companies, savings and loan associations, credit unions, production credit associations authorized by act of the United States Congress, and other financial institutions which are authorized by law to accept funds for deposit or which in the case of production credit associations, issues securities. As used in this section, the term "nonstate funds" shall include all taxes and fees imposed by political subdivisions and collected by the department of revenue; all taxes which are imposed by the state, collected by the department of revenue and distributed by the department of revenue to political subdivisions; and all other moneys which are hereafter designated as "nonstate funds" to be administered by the department of revenue.

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.

STATE OF MISSOURI Secretary of State

I, John R. Ashcroft, Secretary of State of Missouri, hereby certify that the foregoing is a full, true and complete copy of Constitutional Amendment No. 1, to be submitted to the qualified voters of the State of Missouri at the General Election to be held the eighth day of November, 2022.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the Great Seal of the State of Missouri, done at the City of Jefferson, this 30th day of August, 2022.



JOHN R. ASHCROFT Secretary of State

CONSTITUTIONAL AMENDMENT NO. 3

[Proposed by Initiative Petition]

OFFICIAL BALLOT TITLE: Do you want to amend the Missouri Constitution to:

- remove state prohibitions on purchasing, possessing, consuming, using, delivering, manufacturing, and selling marijuana for personal use for adults over the age of twenty-one;
require a registration card for personal cultivation with prescribed limits;
allow persons with certain marijuana-related non-violent offenses to petition for release from incarceration or parole and probation and have records expunged;
establish a lottery selection process to award licenses and certificates;
issue equally distributed licenses to each congressional district; and
impose a six percent tax on the retail price of marijuana to benefit various programs?

State governmental entities estimate initial costs of \$3.1 million, initial revenues of at least \$7.9 million, annual costs of \$5.5 million, and annual revenues of at least \$40.8 million. Local governments are estimated to have annual costs of at least \$35,000 and annual revenues of at least \$13.8 million.

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

Article XIV is amended by amending Section 1 of Article XIV and enacting one new section to be known as Section 2 of Article XIV, to read as follows:

XIV Section 1. Right to access medical marijuana.—1. Purposes.

This section is intended to permit state-licensed physicians and nurse practitioners to recommend marijuana for medical purposes to patients with serious illnesses and medical conditions. The section allows patients with qualifying medical conditions the right to discuss freely with their physicians and nurse practitioners the possible benefits of medical marijuana use, the right of their physicians and nurse practitioners to provide professional advice concerning the same, and the right to use medical marijuana for treatment under the supervision of a physician or nurse practitioner.

This section is intended to make only those changes to Missouri laws that are necessary to protect patients, their primary caregivers, and their physicians and nurse practitioners from civil and criminal penalties, and to allow for the limited legal production, distribution, sale and purchase of marijuana for medical use. This section is not intended to change current civil and criminal laws governing the use of marijuana for nonmedical purposes. The section does not allow for the public use of marijuana and driving under the influence of marijuana.

2. Definitions.

(1) "Administer" means the direct application of marijuana to a qualifying patient by way of any of the following methods:

- (a) Ingestion of capsules, teas, oils, and other marijuana-infused products;
(b) Vaporization or smoking of dried flowers, buds, plant material, extracts, [or] oils, and other marijuana-infused products;

(c) Application of ointments or balms;

(d) Transdermal patches and suppositories;

(e) Consuming marijuana-infused food products; or

(f) Any other method recommended by a qualifying patient's physician or nurse practitioner.

(2) "Church" means a permanent building primarily and regularly used as a place of religious worship.

(3) "Daycare" means a child-care facility, as defined by section 210.201, RSMo., or successor provisions, that is licensed by the state of Missouri.

(4) "Department" means the department of health and senior services, or its successor agency.

(3) (5) "Entity" means a natural person, corporation, professional corporation, nonprofit corporation, cooperative corporation, unincorporated association, business trust, limited liability company, general or limited partnership, limited liability partnership, joint venture, or any other legal entity.

(4) (6) "Flowering plant" means a marijuana plant from the time it exhibits the first signs of sexual maturity through harvest.

(7) "Infused Preroll" means a consumable or smokable marijuana product, generally consisting of: (1) a wrap or paper, (2) dried flower buds, and/or plant material, and (3) a concentrate, oil or other type of marijuana extract, either within or on the surface of the product. Infused prerolls may or may not include a filter or crutch at the base of the product.

(5) (8) "Marijuana" or "marihuana" means Cannabis indica, Cannabis sativa, and Cannabis ruderalis, hybrids of such species, and any other strains commonly understood within the scientific community to constitute marijuana, as well as resin extracted from the marijuana plant and marijuana-infused products. "Marijuana" or "marihuana" do not include industrial hemp, [containing a cropwide average tetrahydrocannabinol concentration that does not exceed three-tenths of one percent on a dry weight basis,] as defined by Missouri statute, or commodities or products manufactured from industrial hemp.

(6) (9) "Marijuana-infused products" means products that are infused, dipped, coated, sprayed, or mixed with marijuana or an extract thereof [and are intended for use or consumption other than by smoking], including, but not limited to, [edible products, ointments, tinctures and concentrates,] products that are able to be vaporized or smoked, edible products, ingestible products, topical products, suppositories, and infused prerolls.

(10) "Medical Facility" means any medical marijuana cultivation facility, medical marijuana dispensary facility, or medical marijuana-infused products manufacturing facility, as defined in this section.

(7) (11) "Medical marijuana cultivation facility" means a facility licensed by the department to acquire, cultivate, process, package, store on site or off site, transport to or from, and sell marijuana, marijuana seeds, and marijuana vegetative cuttings (also known as clones) to a medical marijuana dispensary facility, medical marijuana testing facility, medical marijuana cultivation facility, or to a medical marijuana-infused products manufacturing facility. A medical marijuana cultivation facility's authority to process marijuana shall include the production and sale of prerolls, but shall not include the manufacture of marijuana-infused products.

(8) (12) "Medical marijuana dispensary facility" means a facility licensed by the department to acquire, process, package, store on site or off site, sell, transport to or from, and deliver marijuana, marijuana seeds, marijuana vegetative cuttings (also known as clones), marijuana-infused products, and drug paraphernalia used to administer marijuana as provided for in this section to a qualifying patient, a primary caregiver, anywhere on the licensed property or to any address as directed by the patient or primary caregiver, so long as the address is a location allowing for the legal possession of marijuana, another medical marijuana dispensary facility, a [medical] marijuana testing facility, a medical marijuana cultivation facility, or a medical marijuana-infused products manufacturing facility. Dispensary facilities may receive transaction orders at the dispensary in person, by phone, or via the internet, including from a third party. A medical marijuana dispensary facility's authority to process marijuana shall include the production and sale of prerolls, but shall not include the manufacture of marijuana-infused products.

(9) (13) "Medical marijuana-infused products manufacturing facility" means a facility licensed by the department to acquire, process, package, store on site or off site, manufacture, transport to or from, and sell marijuana-infused products to a medical marijuana dispensary facility, a [medical] marijuana testing facility, a medical marijuana cultivation facility, or to another medical marijuana-infused products manufacturing facility.

(10) (14) "[Medical marijuana] marijuana testing facility" means a facility certified by the department to acquire, test, certify, and transport marijuana, including those originally licensed as a medical marijuana testing facility.

(11) (15) "Medical use" means the production, possession, delivery, distribution, transportation, or administration of marijuana or a marijuana-infused product, or drug paraphernalia used to administer marijuana or a marijuana-infused

product, for the benefit of a qualifying patient to mitigate the symptoms or effects of the patient's qualifying medical condition.

(16) "Nurse practitioner" means an individual who is licensed and in good standing as an advanced practice registered nurse, or successor designation, under Missouri law.

(17) "Owner" means an individual who has a financial (other than a security interest, lien, or encumbrance) or voting interest in ten percent or greater of a marijuana facility.

(12) (18) "Physician" means an individual who is licensed and in good standing to practice medicine or osteopathy under Missouri law.

(13) (19) "Physician or nurse practitioner certification" means a document, whether handwritten, electronic or in another commonly used format, signed by a physician or a nurse practitioner and stating that, in the physician's or nurse practitioner's professional opinion, the patient suffers from a qualifying medical condition.

(20) "Preroll" means a consumable or smokable marijuana product, generally consisting of: (1) a wrap or paper and (2) dried flower buds, and/or plant material. Prerolls may or may not include a filter or crutch at the base of the product.

(14) (21) "Primary caregiver" means an individual twenty-one years of age or older who has significant responsibility for managing the well-being of a qualifying patient and who is designated as such on the primary caregiver's application for an identification card under this section or in other written notification to the department.

(15) (22) "Qualifying medical condition" means the condition of, symptoms related to, or side-effects from the treatment of:

- (a) Cancer;
(b) Epilepsy;
(c) Glaucoma;
(d) Intractable migraines unresponsive to other treatment;
(e) A chronic medical condition that causes severe, persistent pain or persistent muscle spasms, including but not limited to those associated with multiple sclerosis, seizures, Parkinson's disease, and Tourette's syndrome;
(f) Debilitating psychiatric disorders, including, but not limited to, posttraumatic stress disorder, if diagnosed by a state licensed psychiatrist;
(g) Human immunodeficiency virus or acquired immune deficiency syndrome;
(h) A chronic medical condition that is normally treated with a prescription medication that could lead to physical or psychological dependence, when a physician or nurse practitioner determines that medical use of marijuana could be effective in treating that condition and would serve as a safer alternative to the prescription medication;
(i) Any terminal illness; or
(j) In the professional judgment of a physician or nurse practitioner, any other chronic, debilitating or other medical condition, including, but not limited to, hepatitis C, amyotrophic lateral sclerosis, inflammatory bowel disease, Crohn's disease, Huntington's disease, autism, neuropathies, sickle cell anemia, agitation of Alzheimer's disease, cachexia, and wasting syndrome.

(16) (23) "Qualifying patient" means [a Missouri resident] an individual diagnosed with at least one qualifying medical condition.

(24) "Unduly burdensome" (when referring to a facility licensee or certificate holder) means the measures necessary to comply with the rules or ordinances adopted pursuant to this section subject the party to such a high investment or expense of money, time, or any other resource or asset that a reasonably prudent businessperson would not operate the facility, and (when referring to qualifying patients, primary caregivers, physicians, nurse practitioners, or other party) "unduly burdensome" means the measures necessary to comply with the rules or ordinances adopted pursuant to this section undermine the purpose of this section.

3. Creating Patient Access to Medical Marijuana.

(1) In carrying out the implementation of this section, the department shall have the authority to:
(a) Grant or refuse state licenses and certifications for the cultivation, manufacture, dispensing, sale, testing, tracking, and transportation of marijuana and marijuana-infused products for medical use, as provided by this section and general law; suspend, impose an authorized fine, restrict, or revoke such licenses and certifications upon a violation of this section, general law, or a rule promulgated pursuant to this section; and impose any administrative penalty authorized by this section or any general law enacted or rule promulgated pursuant to this section, so long as any procedure related to a suspension or revocation includes a reasonable cure period, not less than thirty days, prior to the suspension or revocation, except in instances where there is a credible and imminent threat to public health or public safety.

(b) Promulgate rules and emergency rules necessary for the proper regulation and control of the cultivation, manufacture, dispensing, and sale of marijuana for medical use and for the enforcement of this section so long as patient access is not restricted unreasonably and such rules are reasonably necessary for patient safety or to restrict access to only licensees and qualifying patients.

(c) Develop such forms, certificates, licenses, identification cards, and applications as are necessary for, or reasonably related to, the administration of this section or any of the rules promulgated under this section;.

(d) Require a seed-to-sale tracking system that tracks medical marijuana from either the seed or immature plant stage until the medical marijuana or medical marijuana-infused product is sold to a qualifying patient or primary caregiver to ensure that no medical

marijuana grown by a medical marijuana cultivation facility or manufactured by a medical marijuana-infused products manufacturing facility is sold or otherwise transferred except by a medical marijuana dispensary facility. The department shall certify, if possible, at least two commercially available systems to licensees as compliant with its tracking standards and issue standards for the creation or use of other systems by licensees.

(e) Issue standards for the secure transportation of marijuana and marijuana-infused products. The department shall certify entities which demonstrate compliance with its transportation standards to transport marijuana and marijuana-infused products to or from a medical marijuana cultivation facility, a medical marijuana-infused products manufacturing facility, a medical marijuana dispensary facility, a [medical] marijuana testing facility, or another entity with a transportation certification. The department shall develop or adopt from any other governmental agency such safety and security standards as are reasonably necessary for the transportation of marijuana and marijuana-infused products. Any entity licensed or certified pursuant to this section shall be allowed to transport and store [cannabis] marijuana, marijuana seeds, marijuana vegetative cuttings (also known as clones) and marijuana-infused products for purposes related to transportation in compliance with department regulations on storage of marijuana and marijuana-infused products.

(f) The department may charge a fee not to exceed \$5,000 for any certification issued pursuant to this section.

(g) Prepare and transmit annually a publicly available report accounting to the governor for the efficient discharge of all responsibilities assigned to the department under this section;.

(h) Establish a system to numerically score competing medical marijuana licensee and certificate applicants, only in cases where more applicants apply than the minimum number of licenses or certificates as calculated by this section, which scoring shall be limited to an analysis of the following: Establish a lottery selection process to select medical marijuana licensee and certificate applicants, only in cases where more applicants apply than the minimum number of licenses or certificates as calculated by this section. To be eligible for the medical marijuana license lottery process, an applicant cannot have an owner who has pleaded or been found guilty of a disqualifying felony. A "disqualifying felony offense" is a violation of, and conviction or guilty plea to, state or federal law that is, or would have been, a felony under Missouri law, regardless of the sentence imposed, unless the department determines that:

(i) The person's conviction was for a marijuana offense, other than provision of marijuana to a minor; or

(ii) The person's conviction was for a non-violent crime for which he or she was not incarcerated and that is more than five years old; or

(iii) More than five years have passed since the person was released from parole or probation, and he or she has not been convicted of any subsequent felony criminal offenses.

The department may consult with and rely on the records, advice, and recommendations of the attorney general and the department of public safety, or their successor entities, in carrying out the provisions of this subdivision.

(i) the character, veracity, background, qualifications, and relevant experience of principal officers or managers;

(ii) the business plan proposed by the applicant, which in the case of cultivation facilities and dispensaries shall include the ability to maintain an adequate supply of marijuana, plans to ensure safety and security of qualifying patients and the community, procedures to be used to prevent diversion, and any plan for making marijuana available to low-income qualifying patients;

(iii) site security;

(iv) experience in a legal cannabis market;

(v) in the case of medical marijuana testing facilities, the experience of their personnel with testing marijuana, food or drugs for toxins and/or potency and health care industry experience;

(vi) the potential for positive economic impact in the site community;

(vii) in the case of medical marijuana cultivation facilities, capacity or experience with agriculture, horticulture, and health care;

(viii) in the case of medical marijuana dispensary facilities, capacity or experience with health care, the suitability of the proposed location, and its accessibility for patients;

(ix) in the case of medical marijuana-infused products manufacturing facilities, capacity or experience with food and beverage manufacturing; and

(x) maintaining competitiveness in the marijuana for medical use marketplace.

[In ranking] establishing a lottery selection process to select medical marijuana licensee and certificate applicants and awarding licenses and certificates, the department may consult or contract with other public agencies with relevant expertise [regarding these factors]. The department shall lift or ease any limit on the number of licensees or certificate holders in order to meet the demand for marijuana for medical use by qualifying patients.

(2) The department shall issue any rules or emergency rules necessary for the implementation and enforcement of this section and to ensure the right to, availability, and safe use of marijuana for medical use by qualifying patients.

(3) The department shall issue rules or emergency rules for a medical marijuana and medical marijuana-infused products independent testing and certification program for medical marijuana licensees and requiring licensees to test medical marijuana using one or more impartial, independent laboratories to ensure, at a minimum, that products sold for human consumption do not contain contaminants that are injurious to health, to ensure correct labeling and measure potency. The department shall not require any medical marijuana or medical marijuana-infused products to be tested more than once prior to sale.

(4) The department shall issue rules or emergency rules to provide for the certification of and standards for [medical] marijuana testing facilities, including the requirements for equipment and qualifications for personnel, but shall not require certificate holders to have any federal agency licensing or have any relationship with a federally licensed testing facility. The department shall certify, if possible, at least two entities as [medical] marijuana testing facilities. No [medical] marijuana testing facility shall be owned by an entity or entities under

rules or emergency rules relating to the following subjects:

(a) Compliance with, enforcement of, or violation of any provision of this section or any rule issued pursuant to this section, including procedures and grounds for denying, suspending, [fining,] imposing an authorized fine, and restricting, or revoking a state license or certification issued pursuant to this section, so long as any procedure related to a suspension or revocation includes a reasonable cure period, not less than thirty days, prior to the suspension or revocation, except in instances where there is a credible and imminent threat to public health or public safety;

(b) Specifications of duties of officers and employees of the department;

(c) Instructions or guidance for local authorities and law enforcement officers;

(d) Requirements for inspections, investigations, searches, seizures, and such additional enforcement activities as may become necessary from time to time;

(e) [Creation of a range of] otherwise authorized by this section or general law, administrative penalties and policies for use by the department;

(f) Prohibition of misrepresented and unfair practices;

(g) Control of informational and product displays on licensed premises provided that the rules may not prevent or unreasonably restrict appropriate signs on the property of the medical marijuana dispensary facility, product display and examination by the qualifying patient and/or primary caregiver, listings in business directories including phone books, listings in marijuana-related or medical publications, or the sponsorship of health or not for profit charity or advocacy events. While the department shall have the general power to regulate the advertising and promotion of marijuana sales, under all circumstances, any such regulation shall be no more stringent than comparable state regulations on the advertising and promotion of alcohol sales;

(h) Development of individual identification cards for owners, officers, managers, contractors, employees, and other support staff of entities licensed or certified pursuant to this section, including a fingerprint-based federal and state criminal record check in accordance with U.S. Public Law 92-544, or its successor provisions, as may be required by the department prior to issuing a card and procedures to ensure that cards for new applicants are issued within fourteen days. Applicants licensed pursuant to this section shall submit fingerprints to the Missouri state highway patrol for the purpose of conducting a state and federal fingerprint-based criminal background check. The Missouri state highway patrol, if necessary, shall forward the fingerprints to the Federal Bureau of Investigation (FBI) for the purpose of conducting a fingerprint-based criminal background check. Fingerprints shall be submitted pursuant to section 43.543, RSMo., or its successor provisions, and fees shall be paid pursuant to section 43.530, RSMo., or its successor provisions. Unless otherwise required by law, no individual shall be required to submit fingerprints more than once;

(i) Security requirements for any premises licensed or certified pursuant to this section, including, at a minimum, lighting, physical security, video, alarm requirements, and other minimum procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of this section, including reporting requirements for changes, alterations, or modifications to the premises;

(j) Regulation of the storage of, warehouses for, and transportation of marijuana for medical use;

(k) Sanitary requirements for, including, but not limited to, the preparation of medical marijuana-infused products;

(l) The specification of acceptable forms of picture identification that a medical marijuana dispensary facility may accept when verifying a sale;

(m) Labeling and packaging standards;

(n) Records to be kept by licensees and the required availability of the records;

(o) State licensing procedures, including procedures for renewals, reinstatements, initial licenses, and the payment of licensing fees;

(p) The reporting and transmittal of tax payments;

(q) Authorization for the department of revenue to have access to licensing information to ensure tax payment and the effective administration of this section; and

(r) Such other matters as are necessary for the fair, impartial, stringent, and comprehensive administration of this section.

(3) The department shall issue rules or emergency rules for a medical marijuana and medical marijuana-infused products independent testing and certification program for medical marijuana licensees and requiring licensees to test medical marijuana using one or more impartial, independent laboratories to ensure, at a minimum, that products sold for human consumption do not contain contaminants that are injurious to health, to ensure correct labeling and measure potency. The department shall not require any medical marijuana or medical marijuana-infused products to be tested more than once prior to sale.

(4) The department shall issue rules or emergency rules to provide for the certification of and standards for [medical] marijuana testing facilities, including the requirements for equipment and qualifications for personnel, but shall not require certificate holders to have any federal agency licensing or have any relationship with a federally licensed testing facility. The department shall certify, if possible, at least two entities as [medical] marijuana testing facilities. No [medical] marijuana testing facility shall be owned by an entity or entities under

substantially common control, ownership, or management as a medical marijuana cultivation facility, medical marijuana-infused product manufacturing facility, or medical marijuana dispensary facility.

(5) [The department shall maintain the confidentiality of reports or other information obtained from an applicant or licensee containing any individualized data, information, or records related to the licensee or its operation, including sales information, financial records, tax returns, credit reports, cultivation information, testing results, and security information and plans, or revealing any patient information, or any other records that are exempt from public inspection pursuant to state or federal law. Such reports or other information may be used only for a purpose authorized by this section.] Any information released by the department related to patients may [be used] only for a purpose authorized by federal law and this section, including verifying that a person who presented a patient identification card to a state or local law enforcement official is lawfully in possession of such card. Beginning December 8, 2022, all public records produced or retained pursuant to this section are subject to the general provisions of the Missouri Sunshine Law, chapter 610, RSMo, or its successor provisions. Notwithstanding the foregoing, records containing proprietary business information obtained from an applicant or licensee shall be closed. For documents submitted on or after December 8, 2022, the applicant or licensee may advise the department through a department approved process, of any records previously submitted by the applicant or licensee it believes contain proprietary business information. Proprietary business information shall include sales information, financial records, tax returns, credit reports, license applications, cultivation information unrelated to product safety, testing results unrelated to product safety, site security information and plans, and individualized consumer information. The presence of proprietary business information shall not justify the closure of public records.

(a) Identifying the applicant or licensee;

(b) relating to any citation, notice of violation, tax delinquency or other enforcement action;

(c) relating to any public official's support or opposition relative to any applicant, licensee, or their proposed or actual operations;

(d) where disclosure is reasonably necessary for the protection of public health or safety; or

(e) that are otherwise subject to public inspection under other applicable law.

(6) Within one hundred eighty days of December 6, 2018, the department shall make available to the public license application forms and application instructions for medical marijuana cultivation facilities, [medical] marijuana testing facilities, medical marijuana dispensary facilities, and medical marijuana-infused products manufacturing facilities.

(7) Within one hundred eighty days of December 6, 2018, the department shall make available to the public application forms and application instructions for qualifying patient, qualifying patient cultivation, and primary caregiver identification cards. Within two hundred ten days of December 6, 2018, the department shall begin accepting applications for such identification cards.

(8) An entity may apply to the department for and obtain one or more licenses to grow marijuana as a medical marijuana cultivation facility. Each facility in operation shall require a separate license, but multiple licenses may be utilized in a single facility. Each indoor facility utilizing artificial lighting may be limited by the department to thirty thousand square feet of flowering plant canopy space. Each outdoor facility utilizing natural lighting may be limited by the department to two thousand eight hundred flowering plants. Each greenhouse facility using a combination of natural and artificial lighting may be limited by the department, at the election of the licensee, to two thousand eight hundred flowering plants or thirty thousand square feet of flowering plant canopy. The license shall be valid for three years from its date of issuance and shall be renewable, except for good cause. The department shall charge each applicant a nonrefundable fee of ten thousand dollars per license application or renewal for each applicant filing an application within three years of December 6, 2018, and shall charge each applicant a nonrefundable fee of five thousand dollars per license application or renewal thereafter. Once granted, the department shall charge each licensee an annual fee of ten thousand dollars per facility license. Application and license fees shall be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or successor index as published by the U.S. Department of Labor, or its successor agency. [No more than three medical marijuana cultivation facility licenses shall be issued to any entity under substantially common control, ownership, or management.] An entity or entities under substantially common control, ownership, or management may not be an owner of more than ten percent of the total marijuana cultivation facility licenses outstanding under both sections 1 and 2 of this Article at any given time, rounded down to the nearest whole number.

(9) An entity may apply to the department for and obtain one or more licenses to operate a medical marijuana dispensary facility. Each facility in operation shall require a separate license. A license shall be valid for three years from its

date of issuance and shall be renewable, except for good cause. The department shall charge each applicant a nonrefundable fee of six thousand dollars per license application or renewal for each applicant filing an application within three years of December 6, 2018, and shall charge each applicant a nonrefundable fee of three thousand dollars per license application or renewal thereafter. Once granted, the department shall charge each licensee an annual fee of ten thousand dollars per facility license. Application and license fees shall be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or successor index as published by the U.S. Department of Labor, or its successor agency. [No more than five medical marijuana dispensary facility licenses shall be issued to any entity under substantially common control, ownership, or management.] An entity or entities under substantially common control, ownership, or management may not be an owner of more than ten percent of the total marijuana dispensary facility licenses outstanding under both sections 1 and 2 of this Article at any given time, rounded down to the nearest whole number.

(10) An entity may apply to the department for and obtain one or more licenses to operate a medical marijuana-infused products manufacturing facility. Each facility in operation shall require a separate license. A license shall be valid for three years from its date of issuance and shall be renewable, except for good cause. The department shall charge each applicant a nonrefundable fee of six thousand dollars per license application or renewal for each applicant filing an application within three years of December 6, 2018, and shall charge each applicant a nonrefundable fee of three thousand dollars per license application or renewal thereafter. Once granted, the department shall charge each licensee an annual fee of ten thousand dollars per facility license. Application and license fees shall be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or successor index as published by the U.S. Department of Labor, or its successor agency. [No more than three medical marijuana-infused products manufacturing facility licenses shall be issued to any entity under substantially common control, ownership, or management.] An entity or entities under substantially common control, ownership, or management may not be an owner of more than ten percent of the total marijuana-infused products manufacturing facility licenses outstanding under both sections 1 and 2 of this Article at any given time, rounded down to the nearest whole number.

(11) Any applicant for a license authorized by this section may prefile their application fee with the department beginning 30 days after December 6, 2018.

(12) Except for good cause, a qualifying patient or his or her primary caregiver may obtain an identification card from the department to cultivate up to six flowering marijuana plants, six nonflowering marijuana plants (over fourteen inches tall), and six clones (plants under fourteen inches tall) for the exclusive use of that qualifying patient. The card shall be valid for [twelve months] three years from its date of issuance and shall be renewable with the [annual] submittal of a new or updated [physician's] physician or nurse practitioner certification. The department shall charge [an annual] a fee for the card of [one hundred] fifty dollars, with such rate to be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or successor index as published by the U.S. Department of Labor, or its successor agency.

(13) The department may set a limit on the amount of marijuana that may be purchased by or on behalf of a single qualifying patient in a thirty-day period, provided that limit is not less than [four] six ounces of dried, unprocessed marijuana, or its equivalent. Any such limit shall not apply to a qualifying patient with written certification from [two independent physicians] a physician or nurse practitioner that there are compelling reasons why the qualifying patient needs a greater amount than the limit established by the department.

(14) The department may set a limit on the amount of marijuana that may be possessed by or on behalf of each qualifying patient, provided that limit is not less than a sixty-day supply of dried, unprocessed marijuana, or its equivalent. A primary caregiver may possess a separate legal limit for each qualifying patient under their care and a separate legal limit for themselves if they are a qualifying patient. Qualifying patients cultivating marijuana for medical use may possess up to a ninety-day supply, so long as the supply remains on property under their control. Any such limit shall not apply to a qualifying patient with written certification from [two independent physicians] an independent physician or nurse practitioner that there are compelling reasons for additional amounts. Possession of between the legal limit and up to twice the legal limit shall subject the possessor to department sanctions, including an administrative penalty of up to two hundred dollars and loss of their patient identification card for up to a year. Purposefully possessing amounts in excess of twice the legal limit shall be punishable [by imprisonment of up to one year and a fine of up to two thousand dollars] as an infraction under applicable law.

(15) The department may restrict the aggregate number of licenses granted for medical marijuana cultivation facilities and comprehensive marijuana cultivation facilities authorized by section 2 combined, provided,

however, that the number may not be limited to fewer than one license per every one hundred thousand inhabitants, or any portion thereof, of the state of Missouri, according to the most recent census of the United States. A decrease in the number of inhabitants in the state of Missouri shall have no impact.

(16) The department may restrict the aggregate number of licenses granted for medical marijuana-infused products manufacturing facilities and comprehensive marijuana-infused products manufacturing facilities authorized by section 2 combined, provided, however, that the number may not be limited to fewer than one license per every seventy thousand inhabitants, or any portion thereof, of the state of Missouri, according to the most recent census of the United States. A decrease in the number of inhabitants in the state of Missouri shall have no impact.

(17) The department may restrict the aggregate number of licenses granted for medical marijuana dispensary facilities and comprehensive marijuana dispensary facilities authorized by section 2 combined, provided, however, that the number may not be limited to fewer than twenty-four licenses in each United States congressional district in the state of Missouri pursuant to the map of each of the eight congressional districts as drawn and effective on December 6, 2018. Future changes to the boundaries of or the number of congressional districts shall have no impact.

(18) The department shall begin accepting license and certification applications for medical marijuana dispensary facilities, [medical] marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana-infused products manufacturing facilities, seed-to-sale tracking systems, and for transportation of marijuana no later than two hundred forty days after December 6, 2018. Applications for licenses and certifications under this section shall be approved or denied by the department no later than one hundred fifty days after their submission. If the department fails to carry out its nondiscretionary duty to approve or deny an application within one hundred fifty days of submission, an applicant may immediately seek a court order compelling the department to approve or deny the application.

(19) Qualifying patients under this section shall obtain [and annually renew] an identification card or cards from the department. The department shall charge a fee of twenty-five dollars [per year] per card, [with such fee to] Such fee may be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or successor index as published by the U.S. Department of Labor or its successor agency. Cards shall be valid for three years and may be renewed with a new physician or nurse practitioner certification. Upon receiving an application for a qualifying patient identification card or qualifying patient cultivation identification card, the department shall, within thirty days, either issue the card or provide a written explanation for its denial. If the department fails to deny and fails to issue a card to an eligible qualifying patient within thirty days, then their physician or nurse practitioner certification shall serve as their qualifying patient identification card or qualifying patient cultivation identification card for up to one year from the date of physician or nurse practitioner certification. All initial applications for or renewals of a qualifying patient identification card or qualifying patient cultivation identification card shall be accompanied by a physician or nurse practitioner certification that is less than thirty days old.

(20) Primary caregivers under this section shall obtain [and annually renew] an identification card from the department. Cards shall be valid for three years. The department shall charge a fee of twenty-five dollars per [year, with such fee to] card. Such fee may be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or successor index as published by the U.S. Department of Labor, or its successor agency. Upon receiving an application for a primary caregiver identification card, the department shall, within thirty days, either issue the card or provide a written explanation for its denial.

(21) Except as otherwise provided in this Article, all [All] marijuana for medical use sold in Missouri shall be cultivated in a licensed medical marijuana cultivation facility located in Missouri.

(22) Except as otherwise provided in this Article, all [All] marijuana-infused products for medical use sold in the state of Missouri shall be manufactured in a medical marijuana-infused products manufacturing facility.

(23) The denial of a license, license renewal, or identification card by the department shall be appealable to the administrative hearing commission, or its successor entity. Following the exhaustion of administrative review, denial of a license, license renewal, or identification card by the department shall be subject to judicial review as provided by law.

(24) No elected official shall interfere directly or indirectly with the department's obligations and activities under this section.

(25) The department shall not have the authority to apply or enforce any unduly burdensome rule or regulation or administrative penalty [that would impose an undue burden on] upon any one or more licensees or certificate holders, any qualifying patients, or their primary caregivers, or act to undermine the purposes of this section.

4. Taxation and Reporting.

(1) A tax is levied upon the retail sale of marijuana for medical use sold at medical marijuana dispensary facilities within the state. The tax shall be at a rate of four percent of the retail price. The tax shall be collected by

each licensed medical marijuana dispensary facility and paid to the department of revenue. After retaining no more than [five] two percent for its actual collection costs, amounts generated by the medical marijuana tangible personal property retail sales tax levied in this section shall be deposited by the department of revenue into the Missouri veterans' health and care fund. Licensed entities making retail sales within the state shall be allowed approved credit for returns provided the tax was paid on the returned item and the purchaser was given the refund or credit.

(2) There is hereby created in the state treasury the "Missouri Veterans' Health and Care Fund", which shall consist of taxes and fees collected under this section. The state treasurer shall be custodian of the fund, and he or she shall invest monies in the fund in the same manner as other funds are invested. Any interest and monies earned on such investments shall be credited to the fund. Notwithstanding any other provision of law, any monies remaining in the fund at the end of a biennium shall not revert to the credit of the general revenue fund. The commissioner of administration is authorized to make cash operating transfers to the fund for purposes of meeting the cash requirements of the department in advance of it receiving annual application, licensing, and tax revenue, with any such transfers to be repaid as provided by law. The fund shall be a dedicated fund and shall stand appropriated without further legislative action as follows:

(a) First, to the department, an amount necessary for the department to carry out this section, including repayment of any cash operating transfers, payments made through contract or agreement with other state and public agencies necessary to carry out this section, and a reserve fund to maintain a reasonable working cash balance for the purpose of carrying out this section;

(b) Next, the remainder of such funds shall be transferred to the Missouri veterans commission for health and care services for military veterans, including the following purposes: operations, maintenance and capital improvements of the Missouri veterans homes, the Missouri service officer's program, and other services for veterans approved by the commission, including, but not limited to, health care services, mental health services, drug rehabilitation services, housing assistance, job training, tuition assistance, and housing assistance to prevent homelessness. The Missouri veterans commission shall contract with other public agencies for the delivery of services beyond its expertise.

(c) All monies from the taxes authorized under this subsection shall provide additional dedicated funding for the purposes enumerated above and shall not replace existing dedicated funding.

(3) For all retail sales of marijuana for medical use, a record shall be kept by the seller which identifies, by secure and encrypted patient number issued by the seller to the qualifying patient involved in the sale, all amounts and types of marijuana involved in the sale and the total amount of money involved in the sale, including itemizations, taxes collected and grand total sale amounts. All such records shall be kept on the premises in a readily available format and be made available for review by the department and the department of revenue upon request. Such records shall be retained for five years from the date of the sale.

(4) The tax levied pursuant to this subsection is separate from, and in addition to, any general state and local sales and use taxes that apply to retail sales, which shall continue to be collected and distributed as provided by general law.

(5) Except as authorized in this subsection, no additional taxes shall be imposed on the sale of marijuana for medical use.

(6) The fees and taxes provided for in this Article XIV, Section 1 shall be fully enforceable notwithstanding any other provision in this Constitution purportedly prohibiting or restricting the taxes and fees provided for herein.

(7) The unexpended balance existing in the fund shall be exempt from the provisions of section 33.080, RSMo, or its successor provisions, relating to the transfer of unexpended balances to the general revenue fund.

(8) For taxpayers authorized to do business pursuant to this Article, the amount that would have been deducted in the computation of federal taxable income pursuant to 26 U.S.C. Section 280E of the Internal Revenue Code as in effect on January 1, 2021, or successor provisions, but is disallowed because cannabis is a controlled substance under federal law, shall be subtracted from the taxpayer's federal adjusted gross income, in determining the taxpayer's Missouri adjusted gross income.

5. Additional Patient, Physician, Nurse Practitioner, Caregiver and Provider Protections.

(1) Except as provided in this section, the possession of marijuana in quantities less than the limits of this section, or established by the department, and transportation of marijuana [from a medical marijuana dispensary facility to the qualifying patient's residence] by the qualifying patient or primary caregiver shall not subject the possessor to arrest, criminal or civil liability, or sanctions under Missouri law, provided that the possessor produces on demand to the appropriate authority a valid qualifying patient identification card; a valid qualifying patient cultivation identification card; a valid physician or nurse practitioner certification while making application for an identification card; or a valid primary caregiver identification card. Production of the respective substantially equivalent identification card or authorization issued by another state or political subdivision of another state shall also meet the requirements of this subsection and shall allow for the purchase of medical marijuana for use by a non-resident patient from

a medical marijuana dispensary facility as permitted by this section and in compliance with department regulations.

(2) No patient shall be denied access to or priority for an organ transplant or other medical care because they hold a qualifying patient identification card or use marijuana for medical use.

(3) A physician or nurse practitioner shall not be subject to criminal or civil liability or sanctions under Missouri law or discipline by the Missouri state board of registration for the healing arts, the Missouri state board of nursing, or [its] their respective successor [agency] agencies, for owning, operating, investing in, being employed by, or contracting with any entity licensed or certified pursuant to this section or issuing a physician or nurse practitioner certification to a patient diagnosed with a qualifying medical condition in a manner consistent with this section and legal standards of professional conduct.

(4) A health care provider shall not be subject to civil or criminal prosecution under Missouri law, denial of any right or privilege, civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission for owning, operating, investing in, being employed by, or contracting with any entity licensed or certified pursuant to this section or providing health care services that involve the medical use of marijuana consistent with this section and legal standards of professional conduct.

(5) A [medical] marijuana testing facility shall not be subject to civil or criminal prosecution under Missouri law, denial of any right or privilege, civil or administrative 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 section and otherwise meeting legal standards of professional conduct.

(6) A health care provider shall not be subject to mandatory reporting requirements for the medical use of marijuana by nonemancipated qualifying patients under eighteen years of age in a manner consistent with this section and with consent of a parent or guardian.

(7) A primary caregiver shall not be subject to criminal or civil liability or sanctions under Missouri law for purchasing, transporting, or administering marijuana for medical use to a qualifying patient or participating in the patient cultivation of up to six flowering marijuana plants, six nonflowering marijuana plants (over fourteen inches tall), and six clones (plants under fourteen inches tall) per patient and no more than twenty-four flowering plants for more than one qualifying patient in a manner consistent with this section and generally established legal standards of personal or professional conduct.

(8) [An attorney shall not be subject to disciplinary action by the state bar association or other professional licensing body for owning, operating, investing in, being employed by, contracting with, or providing legal assistance to prospective or licensed medical marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana dispensary facilities, medical marijuana-infused products manufacturing facilities, qualifying patients, primary caregivers, physicians, health care providers or others related to activity that is no longer subject to criminal penalties under state law pursuant to this section.] Notwithstanding any provision of Article V to the contrary, an attorney shall not be subject to disciplinary action by the Supreme Court of Missouri, the office of chief disciplinary counsel, the state bar association, any state agency, or any professional licensing body for any of the following:

(a) owning, operating, investing in, being employed by, or contracting with prospective or licensed marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana dispensary facilities, medical marijuana-infused products manufacturing facilities, or transportation certificate holders;

(b) counseling, advising, and/or assisting a client in conduct permitted by Missouri law that may violate or conflict with federal or other law as long as the attorney advises the client about that federal or other law and its potential consequences;

(c) counseling, advising, and/or assisting a client in connection with applying for, owning, operating, or otherwise having any legal, equitable, or beneficial interest in marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana dispensary facilities, medical marijuana-infused products manufacturing facilities, or transportation certificates; or

(d) counseling, advising, or assisting a qualifying patient, primary caregiver, physician, nurse practitioner, health care provider or other client related to activity that is no longer subject to criminal penalties under Missouri law pursuant to this Article.

(9) Actions and conduct by qualifying patients, primary caregivers, [medical] marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana-infused products manufacturing facilities, or medical marijuana dispensary facilities licensed or registered with the department, or their employees or agents, as permitted by this section and in compliance with department regulations and other standards of legal conduct, shall not be subject to criminal or civil liability or sanctions under Missouri law, except as provided for by this section.

(10) Nothing in this section shall provide immunity for negligence, either common law or statutorily created, nor criminal immunities for operating a vehicle, aircraft, dangerous device, or navigating a boat under the influence of marijuana.

(11) 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, primary caregivers, [medical] marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana-infused 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 into by qualifying patients, primary caregivers, [medical] marijuana testing facilities, medical marijuana cultivation facilities, medical marijuana-infused products manufacturing facilities, or medical marijuana dispensary facilities, or by a person who allows property to be used for activities that are exempt from state criminal penalties by this section, shall be unenforceable on the basis that activities related to medical marijuana may be prohibited by federal law.

(12) In the process of requesting a search or arrest warrant relating to the production, possession, transportation or storage of marijuana, a state or local law enforcement official shall verify with the department whether the targeted person is a qualifying patient or primary caregiver holding an identification card allowing for cultivation of marijuana plants under subdivision (12) of subsection 3 of this section, and shall inform the issuing authority accordingly when making the warrant request. Evidence of marijuana alone, without specific evidence indicating that the marijuana is outside of what is lawful for medical or adult use, cannot be the basis for a search of a patient or non-patient, including their home, vehicle or other property. Lawful marijuana related activities cannot be the basis for a violation of parole, probation, or any type of supervised release. State and local law enforcement shall only have access to such department information as is necessary to confirm whether the targeted person holds a registration card.

(13) Registered qualifying patients on bond for pre-trial release, on probation, or other form of supervised release shall not be prohibited from legally using a lawful marijuana product as a term or condition of release, probation, or parole. An alternative sentencing drug court program may not prohibit individuals under its jurisdiction from using a lawful marijuana product as long as the individual is a registered qualifying patient.

(14) A family court participant or party who requires treatment for a qualified medical condition in accordance with this section shall not be required to refrain from using medical marijuana as a term or condition of successful completion of the family court program. The status and conduct of a qualified patient who acts in accordance with this section shall not, by itself, be used to restrict or abridge custodial or parental rights to minor children in any action or proceeding under the jurisdiction of a family court under chapter 487, RSMo, including domestic matters under chapter 452, RSMo, or a juvenile court under chapter 211, RSMo, or successor provisions.

(15) A person shall not be denied adoption, custody, or visitation rights relative to a minor solely for conduct that is permitted by this section.

(16) No person shall be denied their rights under Article I, section 23 of the Missouri Constitution, or successor provisions, solely for conduct that is permitted by this section.

6. Legislation. Nothing in this section shall limit the general assembly from enacting laws consistent with this section, or otherwise effectuating the patient rights of this section. The legislature shall not enact laws that hinder the right of qualifying patients to access marijuana for medical use as granted by this section.

7. Additional Provisions. (1) Nothing in this section permits a person to:

(a) Consume marijuana for medical use in a jail or correctional facility;

(b) Undertake any task under the influence of marijuana when doing so would constitute negligence or professional malpractice; or

(c) Operate, navigate, or be in actual physical control of any dangerous device or motor vehicle, aircraft or motorboat while under the influence of marijuana. Notwithstanding the foregoing, an arrest or a conviction of a person who has a valid qualifying patient identification card for any applicable offenses shall require evidence that the person was in fact under the influence of marijuana at the time the person was in actual physical control of the dangerous device or motor vehicle, aircraft or motorboat and not solely on the presence of tetrahydrocannabinol (THC) or THC metabolites, or a combination thereof, in the person's system; or

(d) 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 employee or former employee, up to and including termination from employment, for working or attempting to work while under the influence of marijuana.

(2) No medical marijuana cultivation facility, [medical] marijuana testing facility, medical marijuana dispensary facility, or medical marijuana-infused products manufacturing facility, or entity with a transportation certification shall be owned, in whole or in part, or have as an officer, director, board member, manager, or employee, any individual with a disqualifying felony offense. A "disqualifying felony offense" is a violation of, and conviction or guilty plea to, state or federal law that is, or would have been, a felony under Missouri

law, regardless of the sentence imposed, unless the department determines that:

(a) The person's conviction was for the medical use of marijuana or assisting in the medical use of marijuana; or

(b) The person's conviction was for a nonviolent crime for which he or she was not incarcerated and that is more than five years old; or

(c) More than five years have passed since the person was released from parole or probation, and he or she has not been convicted of any subsequent criminal offenses.

The department may consult with and rely on the records, advice and recommendations of the attorney general and the department of public safety, or their successor entities, in applying this subdivision.

(3) [All medical marijuana cultivation facility, medical marijuana dispensary facility, and medical marijuana-infused products manufacturing facility licenses, entities with medical marijuana testing facility certifications, and entities with transportation certifications shall be held by entities that are majority owned by natural persons who have been citizens of the state of Missouri for at least one year prior to the application for such license or certification. Notwithstanding the foregoing, entities outside the state of Missouri may own a minority stake in such entities.

(4) No medical marijuana cultivation facility, medical marijuana dispensary facility, or medical marijuana-infused products manufacturing facility shall manufacture, package or label marijuana or marijuana-infused products in a false or misleading manner. No person shall sell any product in a manner designed to cause confusion between a marijuana or marijuana-infused product and any product not containing marijuana. A violation of this subdivision shall be punishable by an appropriate and proportional department sanction, up to and including an administrative penalty of five thousand dollars and loss of license.

(5) (4) All edible marijuana-infused products shall be sold in individual, child-resistant containers that are labeled with dosage amounts, instructions for use, and estimated length of effectiveness. All marijuana and marijuana-infused products shall be sold in containers clearly and conspicuously labeled as mandated by the department, in a font size at least as large as the largest other font size used on the package, as containing "Marijuana," or a "Marijuana-Infused Product". Violation of this prohibition shall subject the violator to department sanctions, including an administrative penalty of five thousand dollars.

(6) (5) No individual shall serve as the primary caregiver for more than three six qualifying patients. No primary caregiver cultivating marijuana for more than one qualifying patient may exceed a total of twenty-four flowering plants.

(7) No qualifying patient shall consume marijuana for medical use in a public place, unless provided by law. Violation of this prohibition shall subject the violator to sanctions as provided by general law. (6) A person who smokes medical marijuana in a public place, other than in an area licensed for such activity by the department or by local authorities having jurisdiction over the licensing or permitting of said activity, is subject to a civil penalty not exceeding one hundred dollars.

(8) (7) No person shall extract resins from marijuana using dangerous materials or combustible gases without a medical marijuana-infused products manufacturing facility license. Violation of this prohibition shall subject the violator to department sanctions, including an administrative penalty of one thousand dollars for a patient or primary caregiver and ten thousand dollars for a facility licensee and, if applicable, loss of their identification card, certificate, or license for up to one year.

(9) (8) All qualifying patient cultivation shall take place in an enclosed, locked facility that is equipped with security devices that permit access only by the qualifying patient or by such patient's primary caregiver. Two qualifying patients, who both hold valid qualifying patient cultivation identification cards, may share one enclosed, locked facility. [No more than twelve qualifying patient or primary caregiver cultivated flowering marijuana plants may be cultivated in a single, enclosed locked facility, except when a primary caregiver also holds a qualifying patient cultivation identification card, in which case no more than eighteen flowering marijuana plants may be cultivated in a single, enclosed, locked facility.] Primary caregivers cultivating marijuana for more than one qualifying patient may cultivate each respective qualifying patient's flowering plants in a single, enclosed locked facility subject to the limits of subsection 3, paragraph 12.

(10) (9) No medical marijuana cultivation facility, medical marijuana dispensary facility, medical marijuana-infused products manufacturing facility, [medical] marijuana testing facility, or entity with a transportation certification shall assign, sell, give, lease, sublicense, or otherwise transfer its license or certificate to any other entity without the express consent of the department, not to be unreasonably withheld.

(11) (10) (a) Unless allowed by the local government, no new medical marijuana cultivation facility, [medical] marijuana testing facility, medical marijuana dispensary facility, or medical marijuana-infused products manufacturing facility shall be initially sited within one thousand feet of any then-existing elementary or secondary school, child day-care center, or church. In the case of a freestanding facility, the distance between the facility and the school, day-care, or church shall be measured from the external wall of the facility structure closest in proximity to the school, day-care, or church to the closest point of the property line of the school,

day-care, or church. If the school, day-care, or church is part of a larger structure, such as an office building or strip mall, the distance shall be measured to the entrance or exit of the school, day-care, or church closest in proximity to the facility. In the case of a facility that is part of a larger structure, such as an office building or strip mall, the distance between the facility and the school, day-care, or church shall be measured from the property line of the school, day-care, or church to the facility's entrance or exit closest in proximity to the school, day-care, or church. If the school, day-care, or church is part of a larger structure, such as an office building or strip mall, the distance shall be measured to the entrance or exit of the school, day-care, or church closest in proximity to the facility. Measurements shall be made along the shortest path between the demarcation points that can be lawfully traveled by foot. No local government shall prohibit medical marijuana cultivation facilities, [medical] marijuana testing facilities, medical marijuana-infused products manufacturing facilities, or medical marijuana dispensary facilities, or entities with a transportation certification either expressly or through the enactment of ordinances or regulations that make their operation unduly burdensome in the jurisdiction. However, local governments may enact ordinances or regulations not in conflict with this section, or with regulations enacted pursuant to this section, governing the time, place, and manner of operation of such facilities in the locality. A local government may establish civil penalties for violation of an ordinance or regulations governing the time, place, and manner of operation of a medical marijuana cultivation facility, [medical] marijuana testing facility, medical marijuana-infused products manufacturing facility, medical marijuana dispensary facility, or entity holding a transportation certification that may operate in such locality.

(b) The only local government ordinances or regulations that are binding on a medical facility are those of the local government where the medical facility is physically located.

(12) (11) Unless superseded by federal law or an amendment to this Constitution, a physician or nurse practitioner shall not certify a qualifying condition for a patient by any means other than providing a physician or nurse practitioner certification for the patient, whether handwritten, electronic, or in another commonly used format. [A qualifying patient must obtain a new physician certification at least annually.]

(13) (12) A physician or nurse practitioner shall not issue a certification for the medical use of marijuana for a nonemancipated qualifying patient under the age of eighteen without the written consent of the qualifying patient's parent or legal guardian. The department shall not issue a qualifying patient identification card on behalf of a nonemancipated qualifying patient under the age of eighteen without the written consent of the qualifying patient's parent or legal guardian. Such card shall be issued to one of the parents or guardians and not directly to the patient. Only a parent or guardian may serve as a primary caregiver for a nonemancipated qualifying patient under the age of eighteen. Only the qualifying patient's parent or guardian shall purchase or possess medical marijuana for a nonemancipated qualifying patient under the age of eighteen. A parent or guardian shall supervise the administration of medical marijuana to a nonemancipated qualifying patient under the age of eighteen.

(14) (13) Nothing in this section shall be construed as mandating health insurance coverage of medical marijuana for qualifying patient use.

(15) (14) 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 section shall not be subject to asset forfeiture solely because of that use.

(16) Unless a failure to do so would cause an employer to lose a monetary or licensing-related benefit under federal law, an employer may not discriminate against a person in hiring, termination or any term or condition of employment or otherwise penalize a person, if the discrimination is based upon either of the following:

(a) The person's status as a qualifying patient or primary caregiver who has a valid identification card, including the person's legal use of a lawful marijuana product off the employer's premises during nonworking hours, unless the person was under the influence of medical marijuana on the premises of the place of employment or during the hours of employment.

(b) A positive drug test for marijuana components or metabolites of a person who has a valid qualifying patient identification card, unless the person used, possessed, or was under the influence of medical marijuana on the premises of the place of employment or during the hours of employment.

Nothing in this subdivision shall apply to an employee in a position in which legal use of a lawful marijuana product affects in any manner a person's ability to perform job-related employment responsibilities or the safety of others, or conflicts with a bona fide occupational qualification that is reasonably related to the person's employment.

(17) The enactment of section 2 of this Article and concurrent amendments to section 1 of this Article shall have no effect upon any valid contract, claim, or cause of action instituted prior to the effective date of this section.

8. Federal Legalization. If federal law, rules, or regulations are amended to allow the interstate commerce of marijuana or marijuana-infused products or the importation or exportation of

marijuana or marijuana-infused products into or out of the state of Missouri, the provisions and intent of this section shall, to the extent possible, remain in full effect, unless explicitly preempted by such federal law, rule, or regulation. If federal law, rules, or regulations are amended as provided above, any marijuana or marijuana-infused products imported into this state shall be subject to the same testing standards and seed to sale tracking system required under this section for marijuana and marijuana-infused products produced within the state. Unless federal law, rules, or regulations explicitly require otherwise, no entity shall sell, transport, produce, distribute, deliver, or cultivate marijuana or marijuana-infused products without an applicable license or certificate as required under this section. In addition, any raw biomass of marijuana or marijuana flower imported from out-of-state shall be received only by a licensed cultivation facility, while all batch oil, infused marijuana products and any marijuana product in any other form shall be received only by a licensed manufacturing facility.

9. Severability. The provisions of this section are severable, and if any clause, sentence, paragraph or section of this measure, or an application thereof, is adjudged invalid by any court of competent jurisdiction, the other provisions shall continue to be in effect to the fullest extent possible.

9. Effective Date. The provisions of this section shall become effective on December 8, 2018.

Section 2. Marijuana Legalization, Regulation, and Taxation

1. Purpose. The purpose of this section is to make marijuana legal under state and local law for adults twenty-one years of age or older, and to control the commercial production and distribution of marijuana under a system that licenses, regulates, and taxes the businesses involved while protecting public health. The intent is to prevent arrest and penalty for personal possession and cultivation of limited amounts of marijuana by adults twenty-one years of age or older, remove the commercial production and distribution of marijuana from the illicit market, prevent revenue generated from commerce in marijuana from going to criminal enterprises, prevent the distribution of marijuana to persons under twenty-one years of age, prevent the diversion of marijuana to illicit markets, protect public health by ensuring the safety of marijuana and products containing marijuana, and ensure the security of marijuana facilities. To the fullest extent possible, this section shall be interpreted in accordance with the purpose and intent set forth in this section.

This section is not intended to allow for the public use of marijuana, driving while under the influence of marijuana, the use of marijuana in the workplace, or the use of marijuana by persons under twenty-one years of age.

2. Definitions. (1) "Church" means a permanent building primarily and regularly used as a place of religious worship.

(2) "Comprehensive Facility" means a comprehensive marijuana cultivation facility, comprehensive marijuana dispensary facility, or a comprehensive marijuana-infused products manufacturing facility.

(3) "Comprehensive Marijuana Cultivation Facility" means a facility licensed by the department to acquire, cultivate, process, package, store on site or off site, transport to or from, and sell marijuana, marijuana seeds, marijuana vegetative cuttings (also known as clones) to a medical facility, comprehensive facility, or marijuana testing facility. A comprehensive marijuana cultivation facility need not segregate or account for its marijuana products as either non-medical marijuana or medical marijuana. A comprehensive marijuana cultivation facility's authority to process marijuana shall include the creation of prerolls, but shall not include the manufacture of marijuana-infused products.

(4) "Comprehensive Marijuana Dispensary Facility" means a facility licensed by the department to acquire, process, package, store on site or off site, sell, transport to or from, and deliver marijuana, marijuana seeds, marijuana vegetative cuttings (also known as clones), marijuana-infused products, and drug paraphernalia used to administer marijuana as provided for in this section to a qualifying patient or primary caregiver, as those terms are defined in section 1 of this Article, or to a consumer, anywhere on the licensed property or to any address as directed by the patient, primary caregiver, or consumer and consistent with the limitations of this Article and as otherwise allowed by law, to a comprehensive facility, a marijuana testing facility, or a medical facility. Comprehensive dispensary facilities may receive transaction orders at the dispensary directly from the consumer in person, by phone, or via the internet, including from a third party. A comprehensive marijuana dispensary facility need not segregate or account for its marijuana products as either non-medical marijuana or medical marijuana, but shall collect all appropriate tangible personal property sales tax for each sale, as set forth in this Article and provided for by general or local law. A comprehensive marijuana dispensary facility's authority to process marijuana shall include the creation of prerolls.

(5) "Comprehensive Marijuana-Infused Products Manufacturing Facility" means a facility licensed by the department to acquire, process, package, store, manufacture, transport to or from a medical facility, comprehensive facility, or marijuana testing facility, and sell marijuana-infused products, prerolls, and infused prerolls to a marijuana dispensary facility, a marijuana testing facility, or another marijuana-infused products manufacturing facility. A

comprehensive marijuana-infused products manufacturing facility need not segregate or account for its marijuana products as either non-medical marijuana or medical marijuana.

(6) "Consumer" means a person who is at least twenty-one years of age.

(7) "Daycare" means a child-care facility, as defined by section 210.201, RSMo., or successor provisions, that is licensed by the state of Missouri.

(8) "Department" means the department of health and senior services, or its successor agency.

(9) "Entity" means a natural person, corporation, professional corporation, nonprofit corporation, cooperative corporation, unincorporated association, business trust, limited liability company, general or limited partnership, limited liability partnership, joint venture, or any other legal entity.

(10) "Flowering plant" means a marijuana plant from the time it exhibits the first signs of sexual maturity through harvest.

(11) "Infused Preroll" means a consumable or smokable marijuana product, generally consisting of (1) a wrap or paper, (2) dried flower buds, and/or plant material, and (3) a concentrate, oil or other type of marijuana extract, either within or on the surface of the product. Infused prerolls may or may not include a filter or crutch at the base of the product.

(12) "Local government" means, in the case of an incorporated area, a village, town, or city and, in the case of an unincorporated area, a county.

(13) "Marijuana" or "marihuana" means *Cannabis indica*, *Cannabis sativa*, and *Cannabis ruderalis*, hybrids of such species, and any other strains commonly understood within the scientific community to constitute marijuana, as well as resin extracted from the marijuana plant and marijuana-infused products. "Marijuana" or "marihuana" do not include industrial hemp, as defined by Missouri statute, or commodities or products manufactured from industrial hemp.

(14) "Marijuana accessories" means any equipment, product, material, or combination of equipment, products, or materials, which is specifically designed for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, ingesting, inhaling, or otherwise introducing marijuana into the human body.

(15) "Marijuana Facility" means a comprehensive marijuana cultivation facility, comprehensive marijuana dispensary facility, marijuana testing facility, comprehensive marijuana-infused products manufacturing facility, microbusiness wholesale facility, microbusiness dispensary facility, or any other type of marijuana-related facility or business licensed or certified by the department pursuant to this section, but shall not include a medical facility licensed under section 1 of this Article.

(16) "Marijuana-Infused Products" means products that are infused, dipped, coated, sprayed, or mixed with marijuana or an extract thereof, including, but not limited to, products that are able to be vaporized or smoked, edible products, ingestible products, topical products, suppositories, and infused prerolls.

(17) "Marijuana Microbusiness Facility" means a facility licensed by the department as a microbusiness dispensary facility or microbusiness wholesale facility, as defined in this section.

(18) "Microbusiness Dispensary Facility" means a facility licensed by the department to acquire, process, package, store on site or off site, sell, transport to or from, and deliver marijuana, marijuana seeds, marijuana vegetative cuttings (also known as clones), marijuana-infused products, and drug paraphernalia used to administer marijuana as provided for in this section to a consumer, qualifying patient, as that term is defined in section 1 of this Article, or primary caregiver, as that term is defined in section 1 of this Article, anywhere on the licensed property or to any address as directed by the consumer, qualifying patient, or primary caregiver and, consistent with the limitations of this Article and as otherwise allowed by law, a microbusiness wholesale facility, or a marijuana testing facility. Microbusiness dispensary facilities may receive transaction orders at the dispensary directly from the consumer in person, by phone, or via the internet, including from a third party. A microbusiness dispensary facility's authority to process marijuana shall include the creation of prerolls.

(19) "Microbusiness Wholesale Facility" means a facility licensed by the department to acquire, cultivate, process, package, store on site or off site, manufacture, transport to or from, deliver, and sell marijuana, marijuana seeds, marijuana vegetative cuttings (also known as clones), and marijuana infused products to a microbusiness dispensary facility, other microbusiness wholesale facility, or marijuana testing facility. A microbusiness wholesale facility may cultivate up to 250 flowering marijuana plants at any given time. A microbusiness wholesale facility's authority to process marijuana shall include the creation of prerolls and infused prerolls.

(20) "Marijuana Testing Facility" means a facility certified by the department to acquire, test, certify, and transport marijuana, including those originally certified as a medical marijuana testing facility.

(21) "Owner" means an individual who has a financial (other than a security interest, lien, or encumbrance) or voting interest in ten percent or greater of a marijuana facility.

(22) "Preroll" means a consumable or smokable marijuana product generally consisting of: (1) a wrap or paper and (2) dried flower buds, and/or plant material. Prerolls may or may not include a filter or crutch at the base of the product.

(23) "Unduly burdensome" means that the measures necessary to comply with the rules or ordinances adopted pursuant to this section subject licensees or potential licensees to such a high investment of money, time, or any other resource or asset that a reasonably prudent businessperson would not operate the marijuana facility.

3. Limitations. (1) Except as otherwise provided in this Article, this section does not preclude, limit, or affect laws that assign liability relative to, prohibit, or otherwise regulate:

(a) Delivery or distribution of marijuana or marijuana accessories, with or without consideration to a person younger than twenty-one years of age;

(b) Purchase, possession, use, or transport of marijuana or marijuana accessories by a person younger than twenty-one years of age;

(c) Consumption of marijuana by a person younger than twenty-one years of age;

(d) Operating or being in physical control of any motor vehicle, train, aircraft, motorboat, or other motorized form of transport while under the influence of marijuana. Notwithstanding the foregoing, a conviction of a person who is at least twenty-one years of age for any applicable offenses shall require evidence that the person was in fact under the influence of marijuana at the time the person was in physical control of the motorized form of transport and not solely on the presence of tetrahydrocannabinol (THC) or THC metabolites, or a combination thereof, in the person's system;

(e) Consumption of marijuana while operating or being in physical control of a motor vehicle, train, aircraft, motorboat, or other motorized form of transport while it is being operated;

(f) Smoking marijuana within a motor vehicle, train, aircraft, motorboat, or other motorized form of transport while it is being operated;

(g) Possession or consumption of marijuana or possession of marijuana accessories on the grounds of a public or private preschool, elementary or secondary school, institution of higher education in a school bus, or on the grounds of any correctional facility;

(h) Smoking marijuana in a location where smoking tobacco is prohibited;

(i) Consumption of marijuana in a public place, other than in an area licensed by the authorities having jurisdiction over the licensing and/or permitting of said activity, as set forth in subsection 5 of this section;

(j) Conduct that endangers others;

(k) Undertaking any task while under the influence of marijuana, if doing so would constitute negligence, recklessness, or professional malpractice; or

(1) Performing solvent-based extractions on marijuana using solvents other than water, glycerin, propylene glycol, vegetable oil, or food-grade ethanol, unless licensed for this activity by the department.

(2) This section does not limit any privileges, rights, immunities, or defenses of a person or entity as provided in section 1 of this Article, or any other law of this state allowing for or regulating marijuana for medical use.

(3) This section does not require an employer to permit or accommodate conduct otherwise allowed by this section in any workplace or on the employer's property. This section does not prohibit an employer from disciplining an employee for working while under the influence of marijuana. This section does not prevent an employer from refusing to hire, discharging, disciplining, or otherwise taking an adverse employment action against a person with respect to hire, tenure, terms, conditions, or privileges of employment because that person was working while under the influence of marijuana.

(4) This section allows an entity to prohibit or otherwise limit the consumption, cultivation, distribution, processing, sale, or display of marijuana, marijuana-infused products, and marijuana accessories on private property the entity owns, leases, occupies, or manages, except that a lease agreement executed after the effective date of this section may not prohibit a tenant from lawfully possessing and consuming marijuana by means other than smoking.

(5) The enactment of this section and all concurrent amendments to section 1 of this Article shall have no effect upon any valid contract, claim, or cause of action instituted prior to the effective date of this section.

4. Regulation of Marijuana. (1) In carrying out the implementation of this section and as conditioned herein, the department shall have the authority to:

(a) Grant or refuse state licenses for the cultivation, manufacture, dispensing, and sale of marijuana; suspend, restrict, or revoke such licenses upon a violation of this section or a rule promulgated pursuant to this section; and impose any reasonable administrative penalty authorized by this section or any general law enacted or rule promulgated pursuant to this section, so long as any procedure related to a suspension or revocation includes a reasonable cure period, not less than thirty days, prior to the suspension or revocation, except in instances where there is a credible and imminent threat to public health or public safety;

(b) Promulgate rules and emergency rules necessary for the proper regulation and control of the cultivation, manufacture, dispensing, and sale of marijuana and for the enforcement of this section so long as such rules are reasonable and not unduly burdensome;

(c) Develop such forms, certificates, licenses, identification cards, and applications as are necessary for, or reasonably related to, the administration of this section or any of the rules promulgated under this section;

(d) Require a seed-to-sale tracking system that tracks marijuana from either the seed or immature plant stage until the marijuana or marijuana-infused product is sold to a qualified patient, primary caregiver, or consumer to ensure that no marijuana grown by a medical marijuana cultivation facility, comprehensive marijuana cultivation facility, or microbusiness wholesale facility, or manufactured by a medical marijuana-infused products manufacturing facility, a comprehensive marijuana-infused products manufacturing facility, or a microbusiness wholesale facility is sold or otherwise transferred to a consumer, qualified patient, or primary caregiver except by a medical marijuana dispensary facility, a comprehensive dispensary facility, or a microbusiness dispensary facility. The department shall certify all commercially available tracking systems that are compliant with its tracking standards and issue standards for the creation or use of other systems by licensees;

(e) Issue standards for the secure transportation of marijuana and marijuana-infused products. The department shall certify entities that demonstrate compliance with its transportation standards to transport marijuana and marijuana-infused products to or from a comprehensive facility, medical facility, microbusiness facility, another entity with a transportation certification, or any entity licensed pursuant to paragraph (g) of this subdivision. The department shall develop or adopt from any other governmental agency such safety and security standards as are reasonably necessary for the transportation and temporary storage of marijuana and marijuana-infused products. Any entity licensed or certified pursuant to this section shall be allowed to transport its own inventory and products in compliance with department transportation rules and store marijuana and marijuana-infused products for the purposes related to transportation in compliance with department regulations on secure storage of marijuana and marijuana-infused products;

(f) Promulgate rules and emergency rules specific to the licensing, regulation, and oversight of marijuana microbusiness facilities;

(g) Provide for the issuance of additional types or classes of licenses to operate marijuana-related businesses that:

(i) allow for only transportation, delivery, or storage of marijuana; or

(ii) are intended to facilitate scientific research or education.

(h) Prepare and transmit annually a publicly available report accounting to the governor, the general assembly, and the public for the efficient discharge of all responsibilities assigned to the department under this section. The report shall provide aggregate data for each type of license (medical, comprehensive, and microbusiness) and facility (dispensary, cultivation, manufacturers, wholesalers.) Only non-identifying information shall be provided regarding any marijuana facility owners;

(i) Establish a lottery selection process to select comprehensive facility licenses, certificate holders, marijuana microbusiness licensees, but not medical facility licensees that are converting to comprehensive licenses pursuant to this subsection. To become eligible for any license lottery selection process, an owner cannot have pleaded guilty or been found guilty of a disqualifying felony, as that term is defined in subsection 9 of this section.

(j) In developing a lottery selection process to award licenses and certificates, the department may consult or contract with other public agencies with relevant expertise.

(k) While not required as a prerequisite to participation in a comprehensive license lottery, every comprehensive license applicant shall submit to the department a voluntary plan to promote and encourage participation in the regulated marijuana industry by people from communities that have been disproportionately impacted by marijuana prohibition. The plan may include strategies to address geographical defined communities that have been disproportionately impacted by marijuana prohibition; provide for ownership opportunities for disproportionately impacted communities; and provide for employment, supplier, and vendor opportunities for individuals and businesses in communities that have been disproportionately impacted by marijuana prohibition. If licensed, any voluntary applicant plan shall be enforceable by the department.

(l) Notwithstanding other grants of authority herein, neither the department nor any governmental body may restrict the production or use of marijuana and marijuana-infused products based solely upon THC content.

(m) Set a limit on the amount of marijuana that may be purchased in a single transaction provided that limit is not less than three ounces of dried, unprocessed marijuana, or its equivalent.

(n) Regulate the advertising and promotion of marijuana sales, but any such regulation shall be no more stringent than comparable state regulations on the advertising and promotion of alcohol sales.

(2) The department shall issue, at a minimum, the same number of comprehensive marijuana cultivation facility licenses as were authorized or issued for medical marijuana cultivation facilities under section 1 of this Article as of December 7, 2022, the same number of comprehensive marijuana-infused products manufacturing facility licenses as were authorized or issued for medical marijuana-infused products manufacturing facilities under section 1 of this Article as of December 7, 2022, the same number of comprehensive marijuana dispensary facility licenses with the same congressional distribution requirements as were



authorized or issued for medical marijuana dispensary facilities under section 1 of this Article as of December 7, 2022, in addition to the minimum number of marijuana microbusiness licenses as are required under this section. The department may lift or ease any limit on the number of licensees or certificate holders in order to meet the demand for marijuana in the state and to ensure a competitive market while also preventing an over-concentration of marijuana facilities within the boundaries of any particular local government.

(3) If comprehensive facility licenses become available because the number of total issued licenses in any respective category falls below the minimum required under this section or the department determines more comprehensive facility licenses are necessary to meet the requirements of subdivision (2) of this subsection, the department shall award by lottery at least fifty percent of any new licenses available to satisfy the minimum requirement to applicants who are owners of a marijuana microbusiness facility that has been in operation for at least one year and is in good standing with the department and is otherwise qualified for the license.

(4) The department may issue any rules or emergency rules necessary for the implementation and enforcement of this section and to ensure the right to availability and safe use of marijuana by consumers. In developing such rules or emergency rules, the department may consult or contract with other public agencies. In addition to any other rules or emergency rules necessary to carry out the mandates of this section, the department shall issue rules or emergency rules relating to the following subjects:

(a) Procedures for issuing a license and for renewing, suspending, and revoking a license, so long as any procedure related to a suspension or revocation includes a reasonable cure period, not less than thirty days, prior to the suspension or revocation, except in instances where there is a credible and imminent threat to public health or public safety.

(b) Requirements and standards for safe cultivation, processing, and distribution of marijuana and marijuana-infused products by marijuana facilities, including health standards to ensure the safe preparation of marijuana-infused products;

(c) Testing, packaging, and labeling standards, procedures, and requirements for marijuana and marijuana-infused products and a requirement that a representative sample of marijuana be tested by a marijuana testing facility to ensure public health;

(d) Labeling standards that protect public health by requiring the listing of pharmacologically active ingredients, including, but not limited to, tetrahydrocannabinol (THC), cannabidiol (CBD), and other cannabinoid content, the THC and other cannabinoid amount in milligrams per serving, the number of servings per package, and quantity limits per sale to comply with the allowable possession amount;

(e) Requirements that packaging and labels shall not be made to be attractive to children, required warning labels, and that marijuana and marijuana-infused products be sold in resealable, child-resistant packaging to protect public health;

(f) Security requirements, including lighting, physical security, and alarm requirements, and requirements for securely transporting marijuana between marijuana facilities;

(g) Record keeping requirements for marijuana facilities and monitoring requirements to track the transfer of marijuana by licensees;

(h) A plan to promote and encourage ownership and employment in the marijuana industry by people from political subdivisions and districts that are economically distressed and to positively impact those political subdivisions and districts;

(i) Administrative penalties as authorized by this section for failure to comply with any rule promulgated pursuant to this section or for any violation of rules and regulations adopted pursuant to this section by a licensee, including authorized administrative fines and suspension, revocation, or restriction of a license. The restriction may choose to challenge any penalties imposed by the department through the administrative hearing commission, or its successor entity. Pursuant to section 536.100, RSMo, or its successor provisions, any licensee who has exhausted all administrative remedies provided by law and who is aggrieved by a final decision in a contested case is entitled to judicial review;

(j) Reporting and transmittal of tax payments required under this section;

(k) Authorization for the department of revenue to have access to licensing information to ensure tax payment and the effective administration of this section; and

(l) Such other matters as are necessary for the fair, impartial, stringent, and comprehensive administration of this section.

(5) The department shall issue rules or emergency rules for a marijuana and marijuana infused products independent testing and certification program for marijuana facility licensees and requiring licensees to test marijuana using one or more impartial, independent laboratory or laboratories to ensure, at a minimum, correct labeling, potency measurement, and that products sold for human consumption do not contain contaminants that are potentially injurious to public health.

(6) The department shall issue rules or emergency rules to provide for the certification and standards for marijuana testing facilities, including the requirements for equipment and qualifications for personnel, but shall not require certificate holders to have any federal agency licensing or have any relationship with a federally licensed testing facility. No

marijuana testing facility shall be owned by an entity or entities under substantially common control, ownership, or management as a marijuana cultivation facility, marijuana-infused products manufacturing facility, marijuana microbusiness facility, or marijuana dispensary facility.

(7) All public records produced or retained pursuant to this section are subject to the general provisions of the Missouri Sunshine Law, chapter 610, RSMo, or its successor provisions. Notwithstanding the foregoing, public records containing proprietary business information obtained from an applicant or licensee shall be closed. The applicant or licensee shall label business information it believes to be proprietary prior to submitting it to the department. Proprietary business information shall include sales information, financial records, tax returns, credit reports, license applications, cultivation information unrelated to product safety, testing results unrelated to product safety, site security information and plans, and individualized consumer information. The presence of proprietary business information shall not justify the closure of public records:

(a) Identifying the applicant or licensee;

(b) Relating to any citation, notice of violation, tax delinquency, or other enforcement action;

(c) Relating to any public official's support or opposition relative to any applicant, licensee, or their proposed or actual operations;

(d) Where disclosure is reasonably necessary for the protection of public health or safety;

(e) That are otherwise subject to public inspection under applicable law.

(8) Within one hundred and eighty days of the effective date of this section, the department shall make available to the public license application forms and application instructions for marijuana microbusiness facilities. Within two hundred and seventy days of the effective date of this section, the department shall start accepting such applications from applicants.

(9) An entity may apply to the department for and obtain one or more licenses to grow marijuana as a comprehensive marijuana cultivation facility. Each facility in operation shall require a separate license, but multiple licenses may be utilized in a single facility. Each indoor facility utilizing artificial lighting may be limited by the department to thirty thousand square feet of flowering plant canopy space. Each outdoor facility utilizing natural lighting may be limited by the department to two thousand eight hundred flowering plants. Each greenhouse facility using a combination of natural and artificial lighting may be limited by the department, at the election of the licensee, to two thousand eight hundred flowering plants or thirty thousand square feet of flowering plant canopy. The license shall be valid for three years from its date of issuance and shall be renewable, except for good cause. The department shall charge each applicant a non-refundable fee of twelve thousand dollars per license application or renewal for all applicants filing an application within three years of the effective date of this section and shall charge each applicant a non-refundable fee of five thousand dollars per license application or renewal thereafter. Once granted, the department shall charge each licensee an annual fee of twenty-five thousand dollars per facility license. Application and license fees shall be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or successor index as published by the U.S. Department of Labor, or its successor agency. An entity may not be an owner of more than ten percent of the total marijuana cultivation facility licenses outstanding under both sections 1 and 2 of this Article at any given time, rounded down to the nearest whole number.

(10) An entity may apply to the department for and obtain one or more licenses to operate a comprehensive marijuana dispensary facility. Each facility in operation shall require a separate license. A license shall be valid for three years from its date of issuance and shall be renewable, except for good cause. The department shall charge each applicant a non-refundable fee of seven thousand dollars per license application or renewal for each applicant filing an application within three years of the effective date of this section and shall charge each applicant a non-refundable fee of three thousand dollars per license application or renewal thereafter.

(11) An entity may apply to the department for and obtain one or more licenses to operate a comprehensive marijuana-infused products manufacturing facility. Each facility in operation shall require a separate license. A license shall be valid for three years from its date of issuance and shall be renewable, except for good cause. The department shall charge each applicant a non-refundable fee of seven thousand dollars per license application or renewal for each applicant filing an application within three years of the effective date of this section and shall charge each applicant a non-refundable fee of three thousand dollars per license application or renewal thereafter. Once granted,

the department shall charge each licensee an annual fee of ten thousand dollars per facility license. Application and license fees shall be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or successor index as published by the U.S. Department of Labor, or its successor agency. An entity may not be an owner of more than ten percent of the total marijuana-infused products manufacturing facility licenses outstanding under both sections 1 and 2 of this Article at any given time, rounded down to the nearest whole number.

(12) An entity may apply to the department for and obtain only one license to operate a marijuana microbusiness facility, which may be either a microbusiness dispensary facility or a microbusiness wholesale facility. A marijuana microbusiness facility licensee may engage in all of the activities allowed under the license or it may apply for and engage in a subset of the activities allowed if the applicant or licensee holder so chooses. A microbusiness wholesale facility may cultivate, process, manufacture, transport, and sell marijuana and marijuana-infused products to any other marijuana microbusiness facility. A microbusiness dispensary facility licensee may acquire from any other microbusiness facility, process, package, deliver, and sell marijuana and marijuana-infused products to any other marijuana microbusiness facility, or directly to qualified patients, their primary caregiver, or consumers. A marijuana microbusiness license shall be valid for three years from its date of issuance and shall be renewable, except for good cause. The department shall charge each applicant a fee of one thousand five hundred dollars per facility license, but there shall be no annual fee assessed for the first year of licensure. Application and license fees shall be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or successor index as published by the U.S. Department of Labor, or its successor agency. An entity may not be an owner of more than one marijuana microbusiness facility license. An owner of a marijuana microbusiness facility may not also be an owner of another licensed marijuana facility or medical facility regulated under this Article. However, the owner of a marijuana microbusiness facility may apply for a license or licenses for other marijuana or medical marijuana facilities under this Article. If granted one or more of these licenses, the marijuana microbusiness facility owner shall transition to other licensed operations on a reasonably practical timetable established by the department, and surrender its marijuana microbusiness facility license to the department for issuance to an applicant for a marijuana microbusiness facility. In addition to other requirements established by this section, an applicant for a marijuana microbusiness license shall be majority owned by individuals who each meet at least one of the following qualifications:

(a) Have a net worth of less than \$250,000 and have had an income below two hundred and fifty percent of the federal poverty level, or successor level, as set forth in the applicable calendar year's federal poverty income guidelines published by the U.S. Department of Health and Human Services or its successor agency, for at least three of the ten calendar years prior to applying for a marijuana microbusiness facility license; or

(b) Have a valid service-connected disability card issued by the United States Department of Veterans Affairs, or successor agency; or

(c) Be a person who has been, or a person whose parent, guardian or spouse has been arrested for, prosecuted for, or convicted of a non-violent marijuana offense, except for a conviction involving provision of marijuana to a minor, or a conviction of driving under the influence of marijuana. The arrest, charge, or conviction must have occurred at least one year prior to the effective date of this section; or

(d) Reside in a ZIP code or census tract area where:

(i) Thirty percent or more of the population lives below the federal poverty level; or

(ii) The rate of unemployment is fifty percent higher than the state average rate of unemployment; or

(iii) The historic rate of incarceration for marijuana-related offenses is fifty percent higher than the rate for the entire state; or

(e) Graduated from a school district that was unaccredited, or had a similar successor designation, at the time of graduation, or has lived in a zip code containing an unaccredited school district or similar successor designation, for three of the past five years.

(13) The department may restrict the aggregate number of licenses granted for marijuana microbusiness facilities, provided, however, that the number may not be limited to fewer than the following number of licenses in each United States congressional district in the state of Missouri pursuant to the map of each of the eight congressional districts as drawn and effective on December 6, 2018:

(a) Six, once the department begins issuing licenses for marijuana microbusiness facilities under this subsection, at least two of which shall be a microbusiness dispensary facility, and at least four of which will be a microbusiness wholesale facility. The department shall issue the first group of

microbusiness licenses no later than three hundred days after the effective date of this section;

(b) An additional six following the first two hundred and seventy days after the department begins issuing licenses for marijuana microbusiness facilities under this subsection, at least two of which shall be a microbusiness dispensary facility, and at least four of which will be a microbusiness wholesale facility, but only after the chief equity officer, or his or her designee, conducts a review and certifies that previous microbusiness licenses were awarded to and are being operated by eligible applicants in good standing; and

(c) An additional six after the first five hundred and forty-eight days after the department begins issuing licenses for marijuana microbusiness facilities under this subsection, at least two of which shall be a microbusiness dispensary facility, and at least four of which will be a microbusiness wholesale facility, but only after the chief equity officer, or his or her designee, conducts a review and certifies that previous microbusiness licenses were awarded to and are being operated in good standing by eligible applicants.

Future changes to the boundaries or the number of congressional districts shall have no impact on microbusiness license numbers or distribution. The eligibility review set forth in this subdivision shall be conducted by the chief equity officer within sixty days of issuance of the licenses. The chief equity officer shall publish in a manner available to the public the results of the review that contains only aggregate information on licensee eligibility criteria.

(14) Within 60 days after the effective date of this section, the department shall appoint a chief equity officer. The chief equity officer shall assist with the development and implementation of programs to inform the public of the opportunities available to those people who meet the criteria set forth in paragraph (12) of this subsection. The chief equity officer shall establish public education programming and targeted technical assistance programming dedicated to providing communities that have been impacted by marijuana prohibition with information detailing the licensing process and informing individuals of the support and resources that the office can provide to individuals and entities interested in participating in activity licensed under this Article. The chief equity officer shall provide a report to the department, no later than January 1, 2024, and annually thereafter, of their and the department's activities in ensuring compliance with the applicant criteria set forth in paragraph (12) of this subsection, and the department shall provide such report to the legislature. The chief equity officer may only be removed for cause and the department shall not interfere with the officer's lawful official activities under this section.

(15) Any medical marijuana cultivation facility, medical marijuana dispensary facility, and medical marijuana-infused products manufacturing facility, holding an active facility license under section 1 of this Article shall have the right to convert their license to a comprehensive marijuana license, and any entity certified by the department to conduct medical marijuana testing, transportation or seed-to-sale tracking, as of the effective date of this section shall be deemed certified to conduct those activities with respect to all marijuana;

(16) Upon the effective date of this section, any existing medical facility licensee may request its medical facility license convert to that of a comprehensive facility license. Conversion requests not processed within sixty days of department receipt shall be deemed approved.

(17) With the exception of microbusiness licenses, and consistent with any limitations set forth in this section, for the first five hundred and forty-eight days after the department begins issuing licenses for marijuana facilities under this section, the department may only issue a license:

(a) For a comprehensive marijuana cultivation facility to an entity holding a medical marijuana cultivation facility license issued pursuant to section 1 of this Article seeking to convert its licensure to that of a comprehensive marijuana cultivation facility at the same location;

(b) For a comprehensive marijuana dispensary facility to an entity holding a medical marijuana dispensary facility license issued pursuant to section 1 of this Article seeking to convert its licensure to that of a comprehensive marijuana dispensary facility at the same location; and

(c) For a comprehensive marijuana-infused products manufacturing facility to an entity holding a medical marijuana-infused products manufacturing facility license issued pursuant to section 1 of this Article seeking to convert its licensure to that of a comprehensive marijuana infused products manufacturing facility at the same location.

(18) The department shall issue a license to each request for a conversion to a comprehensive marijuana facility license pursuant to subdivision (15) of this subsection if the applicant is in good standing with the department.

(19) Notwithstanding the provisions of section 1 of this Article, if an existing medical marijuana dispensary facility is located in a jurisdiction that prohibits non-medical retail marijuana facilities under this section or is otherwise prevented from operating a comprehensive marijuana dispensary facility at the same location as the existing medical marijuana dispensary facility, the medical marijuana dispensary facility may apply to the department for a comprehensive marijuana dispensary license pursuant to subdivision (15) of this subsection in a new location within the same congressional district, and such

application shall be granted so long as the new location meets all the requirements of this section and department regulations.

(20) In addition to the foregoing, if the department has reason to believe that the conversion of a medical facility to an comprehensive facility might limit or restrict access to an adequate supply of marijuana and marijuana-infused products at a reasonable cost to qualifying patients, as defined in section 1 of this Article, the department may request a plan from the medical facility licensee which explains how the applicant would serve both the medical and adult-use markets, while maintaining adequate supply at a reasonable cost to qualifying patients.

(21) Comprehensive marijuana facilities licensed to distribute marijuana, marijuana-infused products, and marijuana accessories directly to consumers pursuant to this section may also distribute marijuana, marijuana-infused products, and marijuana accessories to qualifying patients and primary caregivers consistent with section 1 of this Article and department regulation.

(22) The department may charge a fee not to exceed two thousand five hundred dollars for any certification issued pursuant to this section. This fee limitation shall be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or successor index as published by the U.S. Department of Labor, or its successor agency.

(23) Within thirty days of December 8, 2022, the department shall make available to the public application forms and application instructions for personal cultivation registration cards. Within sixty days of December 8, 2022, the department shall begin accepting applications for such registration cards.

(24) Except for good cause, a person at least twenty-one years of age may obtain a registration card from the department to cultivate up to six flowering marijuana plants, six nonflowering marijuana plants (over fourteen inches tall), and six clones (plants under fourteen inches tall) for non-commercial use, provided:

(a) The plants and any marijuana produced by the plants in excess of three ounces are kept at one private residence, are in a locked space, and are not visible by normal, unaided vision from a public place; and

(b) Not more than twelve flowering marijuana plants are kept in or on the grounds of a private residence at one time.

The card shall be valid for twelve months from its date of issuance and shall be renewable. The department shall charge an annual fee for the card of one hundred dollars, with such rate to be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or successor index as published by the U.S. Department of Labor, or its successor agency.

(25) All marijuana sold in Missouri pursuant to this section shall be cultivated in Missouri.

(26) All marijuana-infused products sold in Missouri pursuant to this section shall be manufactured in Missouri.

(27) The denial of a license or license renewal by the department shall be appealable. The applicant may choose to challenge any denial by the department through the administrative hearing commission, or successor entity. Pursuant to section 536.100, RSMo, or its successor provisions, any licensee who has exhausted all administrative remedies provided by law and who is aggrieved by a final decision in a contested case is entitled to judicial review.

(28) No elected official shall interfere directly or indirectly with the department's obligations and activities under this section.

(29) To minimize the potential for undue political influence in awarding licenses, the department shall review license applications using reasonable safeguards that ensure the identity of the applicant and its principal owners, officers, and managers are not identified to the application reviewer.

(30) To ensure the consistent protection of public health and public safety, the department shall have the sole authority within the state of Missouri to issue licenses for marijuana facilities and certifications pursuant to this section.

(31) The department shall not have the authority to promulgate, apply, or enforce any rule or regulation that is unduly burdensome or act to undermine the purposes of this section.

5. Local Control.

(1) (a) Except as provided in this subsection, a local government may prohibit the operation of all microbusiness dispensary facilities or comprehensive marijuana dispensary facilities regulated under this section from being located within its jurisdiction either through referral of a ballot question to the voters by the governing body or through citizen petition, provided that citizen petitions are otherwise generally authorized by the laws of the local government. Such a ballot question shall be voted on only during the regularly scheduled general election held on the first Tuesday after the first Monday in November of a presidential election year, starting in 2024, thereby minimizing additional local governmental cost or expense. A citizen petition to put before the voters a ballot question prohibiting microbusiness dispensary facilities or comprehensive marijuana dispensary facilities shall be signed by at least five percent of the qualified voters in the area proposed to be subject to the prohibition, determined on the basis of the number of votes cast for governor in such locale at the last gubernatorial election held prior to the filing of the petition. The local government shall count the petition signatures and give legal notice of the election as provided

by applicable law. Denial of ballot access shall be subject to judicial review.

(b) Whether submitted by the governing body or by citizen's petition, the question shall be submitted in the following form: "Shall (insert name of local government) ban all non-medical microbusiness dispensary facilities and comprehensive marijuana dispensary facilities from being located within (insert name of local government) and, where applicable, its 'unincorporated areas' and forgo any additional related local tax revenue? ( ) Yes ( ) No." If at least sixty percent of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the ban shall go into effect as provided by law. If a question receives less than the jurisdiction shall have no power to ban non-medical microbusiness dispensary facilities or comprehensive marijuana facilities regulated under this section, unless voters at a subsequent general election on the first Tuesday after the first Monday in November of a presidential election year approve a ban on non-medical retail marijuana facilities submitted to them by the governing body or by citizen petition.

(2) (a) A local government may repeal an existing ban by its own ordinance or by a vote of the people, either through referral of a ballot question to the voters by the governing body or through citizen petition, provided that citizen petitions are otherwise generally authorized by the laws of the local government. In the case of a referral of a ballot question by the governing body or citizen petition to repeal an existing ban, the question shall be voted on only during the regularly scheduled general election held on the first Tuesday after the first Monday in November of a presidential election year. A citizen petition to put before the voters a ballot question repealing an existing ban shall be signed by at least five percent of the qualified voters in the area subject to the ban, determined on the basis of the number of votes cast for governor in such locale at the last gubernatorial election held prior to the filing of the petition. The local government shall count the petition signatures and give legal notice of the election as provided by applicable law. Denial of ballot access shall be subject to judicial review.

(b) Whether submitted by the governing body or by citizen's petition, the question shall be submitted in the following form: "Shall (insert name of local government) allow non-medical microbusiness dispensary facilities and comprehensive marijuana dispensary facilities to be located within (insert name of local government) and, where applicable, its 'unincorporated areas' as regulated by state law? ( ) Yes ( ) No." If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the ban shall be repealed.

(3) The only local government ordinances and regulations that are binding on a marijuana facility are those of the local government where the marijuana facility is located.

(4) Unless allowed by the local government, no new marijuana facility shall be initially sited within one thousand feet of any then-existing elementary or secondary school, child day-care center, or church. In the case of a freestanding facility, the distance between the facility and the school, daycare, or church shall be measured from the external wall of the facility structure closest in proximity to the school, daycare, or church to the closest point of the property line of the school, daycare, or church. If the school, daycare, or church is part of a larger structure, such as an office building or strip mall, the distance shall be measured to the entrance or exit of the school, daycare, or church closest in proximity to the facility. In the case of a facility that is part of a larger structure, such as an office building or strip mall, the distance between the facility and the school, daycare, or church shall be measured from the property line of the school, daycare, or church to the facility's entrance or exit closest in proximity to the school, daycare, or church. If the school, daycare, or church is part of a larger structure, such as an office building or strip mall, the distance shall be measured to the entrance or exit of the school, daycare, or church closest in proximity to the facility. Measurements shall be made along the shortest path between the demarcation points that can be lawfully traveled by foot.

(5) Except as otherwise provided in this subsection, no local government shall prohibit marijuana facilities or entities with a transportation certification either expressly or through the enactment of ordinances or regulations that make their operation unduly burdensome in the jurisdiction. However, local governments may enact ordinances or regulations not in conflict with this section, or with regulations enacted pursuant to this section, governing the time, place, and manner of operation of such facilities in the locality. A local government may establish civil penalties for violation of an ordinance or regulations governing the time, place, and manner of operation of a marijuana facility or entity holding a transportation certification that may operate in such locality.

(6) Local governments may enact ordinances or regulations not in conflict with this section, or with regulations enacted pursuant to this section, governing:

(a) the time and place where marijuana may be smoked in public areas within the locality; and

(b) the consumption of marijuana-infused products within designated areas, including the preparation of culinary dishes or beverages by local restaurants or on-site consumption on the same day it is prepared.

6. Taxation and Reporting.

(1) A tax shall be levied upon the retail sale of non-medical marijuana sold to consumers at marijuana facilities licensed pursuant to this

section within the state. The tax shall be at a rate of six percent of the retail price. The tax shall be collected by each licensed retail marijuana facility and paid to the department of revenue. After retaining no more than two percent of the total tax collected or its actual collection costs, whichever is less, amounts generated by the marijuana tangible personal property retail sales tax levied in this section shall be deposited by the department of revenue into the "Veterans, Health, and Community Reinvestment Fund" created under this subsection. Licensed entities making non-medical retail sales within the state shall be allowed approved credit for returns provided the tax was paid on the returned item and the purchaser was given the refund or credit. This tax shall not apply to medical marijuana dispensed to a registered qualifying patient or caregiver.

(2) There is hereby created in the state treasury the "Veterans, Health, and Community Reinvestment Fund" which shall consist of taxes and fees collected under this section. The state treasurer shall be custodian of the fund, and he or she shall invest monies in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. Notwithstanding any other provision of law, any monies remaining in the fund at the end of a biennium shall not revert to the credit of the general revenue fund. The commissioner of administration is authorized to make cash operating transfers to the fund for purposes of meeting the cash requirements of the department in advance of it receiving application, licensing, and tax revenue, with any such transfers to be repaid as provided by law. The fund shall be a dedicated fund and shall be distributed as follows:

(a) First, as determined by appropriation, to the department an amount necessary for the department to carry out its responsibilities under this section, including repayment of any cash operating transfers, payments made through contract or agreement with other state and public agencies necessary to carry out this section, and a reserve fund to maintain a reasonable working cash balance for the purpose of carrying out this section;

(b) Second, as determined by appropriation, to governmental entities in amounts necessary for carrying out responsibilities in the expungement of criminal history records under this section;

(c) Next, the remaining fund balance shall be distributed in thirds as follows:

(i) One-third of the remainder of the fund balance shall be transferred to the Missouri veterans commission and allied state agencies, as determined by appropriation, exclusively for health care and other services for military veterans and their dependent families;

(ii) One-third of the remainder of the fund balance to the department to provide grants to agencies and not-for-profit organizations, whether government or community-based, to increase access to evidence-based low-barrier drug addiction treatment, prioritizing medically proven treatment and overdose prevention and reversal methods and public or private treatment options with an emphasis on reintegrating recipients into their local communities, to support overdose prevention education, and to support job placement, housing, and counseling for those with substance use disorders. Agencies and organizations serving populations with the highest rates of drug-related overdose shall be prioritized to receive the grants; and

(iii) One-third of the remainder of the fund balance to the Missouri public defender system. Any moneys credited to the Missouri public defender system shall be used only for legal assistance for low-income Missourians, shall not be diverted to any other purpose;

(d) All monies from the taxes and fees authorized hereunder shall provide new and additional funding for the purposes enumerated above and shall not replace existing funding;

(e) The unexpended balance existing in the fund shall be exempt from the provisions of section 33.080, RSMo, or its successor provisions, relating to the transfer of unexpended balances to the general revenue fund;

(3) For all retail sales of marijuana, a record shall be kept by the seller of all amounts and types of marijuana involved in the sale and the total amount of money involved in the sale, including itemizations, taxes collected, and grand total sale amounts. All such records shall be kept on the premises in a readily available format and be made available for review by the department and the department of revenue upon request. Such records shall be retained for five years from the date of the sale;

(4) The tax levied pursuant to this subsection is separate from and in addition to any general state and local sales and use taxes that apply to retail sales, which shall continue to be collected and distributed as provided by general law;

(5) Pursuant to Article III, section 49 of this Constitution, the governing body of any local government is authorized to impose, by ordinance or order, an additional sales tax in an amount not to exceed three percent on all tangible personal property retail sales of adult use marijuana sold in such political subdivision. The tax authorized by this paragraph shall be in addition to any and all other tangible personal property retail sales taxes allowed by law, except that no ordinance or order imposing a tangible personal property retail sales tax under the provisions of this paragraph shall be effective unless the governing body of the political subdivision submits to the voters of the political subdivision, at a municipal, county or state general, primary or special election, a proposal to authorize the governing body of the political subdivision to impose a tax. Any

additional local retail sales tax shall be collected pursuant to general laws for the collection of local sales taxes.

(6) Except as authorized in this Article, no additional taxes shall be imposed on the sale of marijuana;

(7) The fees and taxes provided for in this section shall be fully enforceable notwithstanding any other provision in this Constitution purportedly prohibiting or restricting the taxes and fees provided for herein;

(8) For taxpayers authorized to do business pursuant to this Article, the amount that would have been deducted in the computation of federal taxable income pursuant to 26 U.S.C. Section 280E of the Internal Revenue Code as in effect on January 1, 2021, or successor provisions, but is disallowed because cannabis is a controlled substance under federal law, shall be subtracted from the taxpayer's federal adjusted gross income, in determining the taxpayer's Missouri adjusted gross income;

7. Additional Protections.

(1) A marijuana testing facility shall not be subject to civil or criminal prosecution under Missouri law, denial of any right or privilege, civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission for providing laboratory testing services that relate to marijuana consistent with this section and otherwise meeting legal standards of professional conduct;

(2) Notwithstanding any provision of Article V to the contrary, an attorney shall not be subject to disciplinary action by the Supreme Court of Missouri, the office of chief disciplinary counsel, the state bar association, any state agency or any professional licensing body for any of the following:

(a) owning, operating, investing in, being employed by, or contracting with prospective or licensed marijuana testing facilities, marijuana cultivation facilities, marijuana dispensary facilities, marijuana-infused products manufacturing facilities, marijuana microbusiness facilities, or transportation certificate holders;

(b) counseling, advising, and/or assisting a client in conduct permitted by Missouri law that may violate or conflict with federal or other law, as long as the attorney advises the client about that federal or other law and its potential consequences;

(c) counseling, advising, and/or assisting a client in connection with applying for, owning, operating, or otherwise having any legal, equitable, or beneficial interest in marijuana testing facilities, marijuana cultivation facilities, marijuana dispensary facilities, marijuana-infused products manufacturing facilities, marijuana microbusiness facilities, or transportation certificates; or

(d) counseling, advising or assisting a qualifying patient, primary caregiver, physician, nurse practitioner, health care provider, consumer, or other client related to activity that is no longer subject to criminal penalties under Missouri law pursuant to this Article;

(3) Actions and conduct by marijuana facilities licensed or otherwise certified by the department or their employees or agents, as permitted by this section and in compliance with department regulations and other standards of legal conduct, shall not be subject to criminal or civil liability or sanctions under Missouri law, except as provided for by this section;

(4) The department may not promulgate a rule that requires a consumer to provide a marijuana facility with identifying information other than identification to determine the consumer's age;

(5) It is the public policy of the state of Missouri that contracts related to marijuana that are entered into by marijuana 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 into by marijuana facilities, or by a person who allows property to be used for activities that are exempt from state criminal penalties by this section, shall be unenforceable on the basis that activities related to marijuana may be prohibited by federal law;

(6) Prior to requesting a search or arrest warrant relating to cultivation of marijuana plants, a state or local law enforcement official shall verify with the department whether the targeted person holds a registration card allowing for cultivation of flowering marijuana plants under this section, and shall inform the issuing authority when making the warrant request. Evidence of marijuana alone, without specific evidence indicating that the marijuana is outside of what is lawful for medical or adult use, cannot be the basis for a search of a patient or non-patient, including their home, vehicle or other property. Lawful marijuana related activities cannot be the basis for a violation of parole, probation, or any type of supervised release. State and local law enforcement shall have access to such department information as is necessary to confirm whether the targeted person holds a registration card. Each time a state or local law enforcement officer executes a search warrant authorizing entry upon premises for an alleged marijuana offense, the officer must first knock or announce their presence or purpose prior to entering the premises;

(7) (a) After executing a search warrant for an alleged marijuana offense, or conducting a warrantless search for an alleged marijuana offense, the officer shall report the following information to the agency that employs the officer:

(i) The reasons for the warrant or, in the case of a warrantless search, a detailed account of either the probable cause or exigent circumstances, if any, which lead to the warrantless search;

(ii) Whether any marijuana was discovered during the course of the search;

(iii) Whether any marijuana was seized during the search, and if so, the amount seized;

(iv) Whether any other contraband was discovered or seized in the course of the search,

and if seized, a description of the contraband;

(v) A description of the tactics used by law enforcement to enter the property;

(vi) Whether an arrest was made as a result of the search; and

(vii) If an arrest was made, the crime suspected;

(b) Each law enforcement agency shall compile the data described in paragraph (a) of this subdivision for the calendar year into a report and shall submit the report to the attorney general no later than March first of the following calendar year. The attorney general shall determine the format that all law enforcement agencies shall use to submit the report;

(c) The attorney general shall submit a summary of the annual reports of law enforcement agencies to the governor, the general assembly, and each law enforcement agency no later than June first of each year. The summary shall include the total number of such warrants executed by each agency in the previous calendar year for alleged marijuana offenses, and a compilation of the information reported by law enforcement agencies pursuant to paragraph (b) of this subdivision;

8. Legislation.

Nothing in this section shall limit the general assembly from enacting laws consistent with the purposes and provisions of this section;

9. Additional Provisions.

(1) No owner of a marijuana facility or entity with a transportation certification shall be an individual with a disqualifying felony offense. A "disqualifying felony offense" is a violation of, and conviction or guilty plea to, state or federal law that is, or would have been, a felony under Missouri law, regardless of the sentence imposed, unless the department determines that:

(a) The person's conviction was for a marijuana offense that has been expunged or is currently eligible for expungement under this section; or

(b) The person's conviction was for a non-violent crime for which he or she was not incarcerated and that is more than five years old; or

(c) More than five years have passed since the person was released from parole or probation, and he or she has not been convicted of any subsequent felony criminal offenses.

The department may consult with and rely on the records, advice, and recommendations of the attorney general and the department of public safety, or their successor entities, in carrying out the provisions of this subdivision;

(2) Owners licensed pursuant to this section shall submit fingerprints to the Missouri state highway patrol for the purpose of conducting a state and federal fingerprint-based criminal record check in accordance with U.S. Public Law 92-544, or its successor provisions. The Missouri state highway patrol, if necessary, shall forward the fingerprints to the Federal Bureau of Investigation (FBI) for the purpose of conducting a fingerprint-based criminal background check. Fingerprints shall be submitted pursuant to section 43.543, RSMo, or its successor provisions, and fees shall be paid pursuant to section 43.530, RSMo, or its successor provisions. Unless otherwise required by law, no individual shall be required to submit fingerprints more than once;

(3) No marijuana facility shall manufacture, package, or label marijuana or marijuana-infused products in a false or misleading manner. No person shall sell any product in a manner designed to cause confusion between marijuana or a marijuana-infused product and any product not containing marijuana. A violation of this subdivision shall be punishable by an appropriate and proportional department sanction, up to and including an administrative penalty of five thousand dollars and loss of license;

(4) No marijuana facility may sell edible marijuana-infused candy in shapes or packages that are attractive to children or that are easily confused with commercially sold candy that does not contain marijuana. A violation of this subdivision shall be punishable by an appropriate and proportional department sanction, up to and including an administrative penalty of five thousand dollars and loss of license;

(5) All marijuana and marijuana-infused products shall be sold in individual, child-resistant containers that are labeled with serving amounts, instructions for use, and estimated length of effectiveness. All marijuana and marijuana-infused products shall be sold in containers clearly and conspicuously labeled, as mandated by the department, as containing "Marijuana" or a "Marijuana-Infused Product." Violation of this subdivision shall subject the violator to department sanctions, including an administrative penalty of five thousand dollars;

(6) A marijuana facility may not allow cultivation, manufacturing, sale, or display of marijuana, marijuana-infused products, or marijuana accessories to be visible from a public place outside of the marijuana facility without the use of binoculars, aircraft, or other optical aids;

(7) A marijuana facility may not cultivate, manufacture, test, sell, or store marijuana at any location other than a physical address approved by the department and within an enclosed area that is secured in a manner that prevents access by persons not permitted by the marijuana facility to access the area;

(8) A marijuana facility shall secure every entrance to the facility so that access to areas containing marijuana is restricted to employees and other persons permitted by the marijuana facility to access the area and to agents of the department or state and local law enforcement officers and emergency personnel and shall secure its inventory and equipment during and after operating hours to deter and prevent theft of marijuana, marijuana-infused products, and marijuana accessories;

(9) No marijuana facility may

refuse representatives of the department the right to inspect the licensed premises or to audit the books and records of the marijuana facility. A facility that holds licenses issued under sections 1 and 2 of this Article shall comply with inspection regulations and standards issued pursuant to both sections;

(10) No marijuana facility, or entity with a certification, shall assign, sell, give, lease, sublicense, or otherwise transfer its license or certificate to any other entity without the express consent of the department, not to be unreasonably withheld;

(11) Real and personal property used in the cultivation, manufacture, transport, testing, distribution, sale, and administration of marijuana for activities otherwise in compliance with this section shall not be subject to asset forfeiture solely because of that use;

(12) No person shall extract resins from marijuana using dangerous materials or combustible gases without a medical marijuana-infused products manufacturing facility license, marijuana-infused products manufacturing facility license, or a marijuana microbusiness wholesale facility license. Violation of this prohibition shall subject the violator to department sanctions, including an administrative penalty of one thousand dollars for an individual and ten thousand dollars for a facility licensee and, if applicable, loss of certificate or license for up to one year;

10. Personal Use of Marijuana.

(1) Subject to the limitations in subsection 3 of this section, the following acts by a person at least twenty-one years of age are not unlawful and shall not be an offense under state law or the laws of any local government within the state or be a basis to impose a civil fine, penalty, or sanction, or be a basis to detain, search, or arrest, or otherwise deny any right or privilege, or to seize or forfeit assets under state law or the laws of any local government:

(a) Purchasing, possessing, consuming, using, ingesting, inhaling, processing, transporting, delivering without consideration, or distributing without consideration three ounces or less of dried, unprocessed marijuana, or its equivalent;

(b) Possessing, transporting, planting, cultivating, harvesting, drying, processing, or manufacturing up to six flowering marijuana plants, six nonflowering marijuana plants (over fourteen inches tall), and six clones (plants under fourteen inches tall) provided the person is registered with the department for cultivation of marijuana plants under this section; provided:

(i) The plants and any marijuana produced by the plants in excess of three ounces are kept at one private residence, are in a locked space, and are not visible by normal, unaided vision from a public place; and

(ii) Not more than twice the number of allowable plants under paragraph (b) of this subdivision are kept in or on the grounds of a private residence at one time;

(c) Assisting another person who is at least twenty-one years of age in, or allowing property to be used for, any of the acts permitted by this section; and

(d) Purchasing, possessing, using, delivering, distributing, manufacturing, transferring, or selling to persons twenty-one years of age or older marijuana accessories;

(2) A person who, pursuant to this section, cultivates marijuana plants that are visible by normal, unaided vision from a public place is subject to a civil penalty not exceeding two hundred and fifty dollars and forfeiture of the marijuana;

(3) A person who, pursuant to this section, cultivates marijuana plants that are not kept in a locked space is subject to a civil penalty not exceeding two hundred and fifty dollars and forfeiture of the marijuana;

(4) A person who smokes marijuana in a public place, other than in an area licensed for such activity by the authorities having jurisdiction over the licensing and/or permitting of said activity, is subject to a civil penalty not exceeding one hundred dollars;

(5) A person who is under twenty-one years of age who possesses, uses, ingests, inhales, transports, delivers without consideration or distributes without consideration three ounces or less of marijuana, or possesses, delivers without consideration, or distributes without consideration marijuana accessories is subject to a civil penalty not to exceed one hundred dollars and forfeiture of the marijuana. Any such person shall be provided the option of attending up to four hours of drug education or counseling in lieu of the fine;

(6) Subject to the limitations of this section, a person who possesses not more than twice the amount of marijuana allowed pursuant to this subsection, produces not more than twice the amount of marijuana allowed pursuant to this subsection, delivers without receiving any consideration or remuneration to a person who is at least twenty-one years of age not more than twice the amount of marijuana allowed by this subsection, or possesses with intent to deliver not more than twice the amount of marijuana allowed by this subsection;

(a) For a first violation, is subject to a civil infraction punishable by a civil penalty not exceeding two hundred and fifty dollars and forfeiture of the marijuana;

(b) For a second violation, is subject to a civil infraction punishable by a civil penalty not exceeding five hundred dollars and forfeiture of the marijuana;

(c) For a third or subsequent violation, is subject to a misdemeanor punishable by a fine not exceeding one thousand dollars and forfeiture of the marijuana;

(d) A person under twenty-one years of age is subject to a civil penalty not to exceed two hundred and fifty dollars. Any such person shall be provided the option of attending up to eight hours of drug education or counseling in lieu of the fine; and

(e) In lieu of payment penalties under this subsection may be satisfied by the performance of community service. The rate of pay-down associated with said service option will be the greater of \$15 or the minimum wage in effect at the time of judgment;

(7) (a) Any person currently incarcerated in a prison, jail or halfway house, whether by trial or open or negotiated plea:

(i) Who would not have been guilty of an adult or juvenile offense, had sections 1 and 2 of this Article been in effect at the time of the offense; or

(ii) Who would have been guilty of a lesser adult or juvenile offense had sections 1 and 2 of this Article been in effect at the time of the offense; or

(iii) Who is serving a sentence for a marijuana offense which is a misdemeanor, a class E felony, or a class D felony, or successor designations, involving possession of three pounds or less of marijuana, excluding offenses involving distribution or delivery to a minor, any offenses involving violence, or any offense of operating a motor vehicle while under the influence of marijuana;

may petition the sentencing court to vacate the sentence, order immediate release from incarceration and other supervision by the department of corrections, and the expungement of all government records of the case. Such expungement from all government records shall be granted for all of the person's applicable marijuana offenses, absent good cause for denial. The effect of such orders shall be to restore such person to the status the person occupied prior to such arrest, plea or conviction and as if such event had never taken place, and the conviction and sentence shall be vacated as legally invalid. No person for whom such order has been entered shall be held thereafter under any provision of any law to be guilty of perjury or otherwise giving a false statement by reason of the person's failure to recite or acknowledge such arrest, plea, trial, conviction, or expungement in response to any inquiry made of the person for any purpose whatsoever, and no such inquiry shall be made for information relating to an expungement. The court shall not assess any filing fee for these filings. The office of the state public defender shall prepare and make readily available and accessible a pleading form that may be filed pro se for this purpose. The circuit courts of the state shall also make readily available and accessible this pleading form. Within ninety days of the effective date of this section, the sentencing court shall complete the adjudication for all cases involving only misdemeanor marijuana offenses. Within one hundred and eighty days of the effective date of this section, the sentencing court shall complete the adjudication for all cases involving class E, or successor designation, felony marijuana offenses and, if applicable, any additional marijuana misdemeanor offenses by such offenders. Within two hundred and seventy days of the effective date of this section, the sentencing court shall complete the adjudication for all class D, or successor designation, felony cases involving three pounds or less of marijuana, as well as any lesser marijuana offenses by such offenders, if applicable. This shall not apply to offenses while operating a commercial motor vehicle as defined in 49 CFR 390.5, or its successor provisions, in interstate or intrastate transportation unless otherwise exempted as found in section 307.400, RSMo, or its successor provisions;

(b) Any person currently on probation or parole for a marijuana law violation, whether by trial or open or negotiated plea:

(i) Who would not have been guilty of an adult or juvenile offense, had sections 1 and 2 of this Article been in effect at the time of the offense; or

(ii) Who would have been guilty of a lesser adult or juvenile offense had sections 1 and 2 of this Article been in effect at the time of the offense; or

(iii) Who was convicted or plead guilty to a marijuana offense which is a misdemeanor, a class E felony, or a class D felony, or successor designations, involving the possession of three pounds or less of marijuana, excluding distribution or delivery to a minor or any offense of operating a motor vehicle while under the influence of marijuana;

shall upon the effective date of this section, have their sentence automatically vacated by the sentencing court, which shall order the immediate termination of supervision by the department of corrections, and the expungement of all government records of the case. Such expungement from all government records shall be granted for all of the person's applicable marijuana offenses, absent good cause for denial. The effect of such orders shall be to restore such person to the status the person occupied prior to such arrest, plea or conviction and as if such event had never taken place, and the conviction and sentence shall be vacated as legally invalid. No person for whom such order has been entered shall be held thereafter under any provision of any law to be guilty of perjury or otherwise giving a false statement by reason of the person's failure to recite or acknowledge such arrest, plea, trial, conviction, or expungement in response to any inquiry made of the person for any purpose whatsoever, and no such inquiry shall be made for information relating to an expungement. The court shall not assess any filing fee for these cases. This shall not apply to offenses while operating a commercial motor vehicle as defined in 49 CFR 390.5, or its successor provisions;

(8) (a) Within six months of the effective date of this section, the circuit courts of this state shall order the expungement of the criminal history records

of all misdemeanor marijuana offenses for any person who is no longer incarcerated or under the supervision of the department of corrections. Within twelve months of the effective date of this section, the circuit courts of this state shall order the expungement of criminal history records for all persons no longer incarcerated or under the supervision of the department of corrections but who have completed their sentence for any felony marijuana offenses and any marijuana offenses that would no longer be a crime after the effective dates of sections 1 and 2 of this Article, excluding distribution or delivery to a minor, any such offenses involving violence, or any offense of operating a motor vehicle while under the influence of marijuana. For all class A, class Band class C, or successor designations, felony marijuana offenses, and for all class D, or successor designation, felony marijuana offenses for possession of more than three pounds of marijuana, the circuit courts of this state shall order expungement of criminal history records upon the completion of the person's incarceration, including any supervised probation or parole. For the purposes of this subdivision, "criminal history record" means all information documenting an individual's contact with the criminal justice system, including data regarding identification, arrest or citation, arraignment, judicial disposition, custody and supervision;

(b) An expungement order shall be legally effective immediately and the person whose record is expunged shall be treated in all respects as if he or she had never been arrested, convicted, or sentenced for the offense, and the conviction and sentence shall be vacated as legally invalid. The court shall issue an order to expunge all records and files related to the arrest, citation, investigation, charge, adjudication of guilt, criminal proceedings, and probation related to the sentence. The court shall provide notice of the expungement to the person who is the subject of the record at the person's last known address, the arresting agency, prosecuting attorneys, central state depository of criminal records, and any other entity that may have a record related to the order to expunge. The central state depository of criminal records shall provide notice of the expungement to the Federal Bureau of Investigation's National Crime Information Center, or its successor agency. The court shall issue the person a certificate stating that the offense for which the person was convicted has been expunged and that its effect is to annul the record of arrest, conviction, and sentence;

(c) The effect of such expungement shall be to restore such person to the status the person occupied prior to such arrest, plea or conviction and as if such event had never taken place. Such person shall not be required to acknowledge the existence of such a criminal history record or answer questions about the record in any application for employment, license, or civil right or privilege or in an appearance as a witness in any proceeding or hearing, and may deny the existence of the record regardless of whether the person has received notice from the court that an expungement order has been issued on the person's behalf;

(d) No person shall be prosecuted again for any offense which has been vacated or expunged;

(e) The court shall keep a special index of cases that have been expunged together with the expungement order and the certificate issued pursuant to this subsection. The index shall list only the name of the person convicted of the offense, his or her date of birth, the docket number, and the criminal offense that was the subject of the expungement. The special index and related documents shall be confidential and shall be physically and electronically segregated in a manner that ensures confidentiality and that limits access to authorized persons. The court may permit special access to the index and the documents for research purposes pursuant to the rules for public access to court records. The index and documents made available by the court may not include any identifying information;

(9) A person currently under parole, probation, or other state supervision, or released awaiting trial or other hearing, may not be punished or otherwise penalized based solely on conduct that is permitted by this section;

(10) No conduct permitted by this section shall constitute the basis for detention, search, or arrest, and except when law enforcement is investigating whether a person is operating a motor vehicle, train, aircraft, motorboat, or other motorized form of transport while under the influence of marijuana, the odor of marijuana or burnt marijuana, the possession or suspicion of possession of marijuana without evidence of a quantity in excess of the lawful amount, or the possession of multiple containers of marijuana without evidence of quantity in excess of the lawful amount shall not individually or in combination with each other constitute reasonably articulable suspicion of a crime. Marijuana and marijuana-infused products as permitted by this section are not contraband nor subject to seizure;

(11) A person shall not be denied eligibility in public assistance programs or public benefits based solely on conduct that is permitted by this Article, unless required by federal law;

(12) No person shall be denied their rights under Article 1, section 23 of the Missouri Constitution, solely for conduct that is permitted by this section;

(13) No person shall be denied parental rights, custody of, or visitation with a minor child by a state or local government executive agency based solely on conduct that is permitted by this section, unless the person's behavior is such that it creates an unreasonable danger to a minor child that can be established by



# HUGE

## Northeast Missouri Buying Event!

### 3 DAYS ONLY!!!

**TUESDAY, OCTOBER 11,  
WEDNESDAY, OCTOBER 12, AND THURSDAY,  
OCTOBER 13**

#### TWO LOCATIONS TO SERVE YOU:

##### KIRKSVILLE:

**Hampton Inn,**  
2604 N. Baltimore Street  
10:00 a.m. to 7 p.m.

##### MACON:

**Comfort Inn,**  
1821 N. Missouri Street, Highway 63 North  
10:00 a.m. to 5 p.m.



#### COINS & PAPER MONEY

Everything and anything you have, U.S. and foreign, gold, silver, and platinum, bring it all in to one of our three buying locations for **INSTANT CASH!**

#### STAMPS & POLITICAL

If you own stamps or political items and want to sell. Our buyers will be at both locations.

**YOU WILL GET MORE.**



#### STERLING SILVER

Flatware, serving pieces, silver dishes, spoons, forks, .925 jewelry, complete sets and more. Bring us your sterling silver for **INSTANT CASH!**

Is your collection **too much to carry?** We can meet you at your home or bank. Call **314.210.4443**



#### GOLD, JEWELRY, AND WATCHES

**10k to 24k gold**, Tiffany, Yurman, and all diamonds -- plus pocket and wrist watches such as Rolex, Omega, and Hamilton. We really need diamonds 1 ct and higher.

Must be 21 or older.  
Valid ID Required



#### FREE APPRAISALS!

You'll never know how much cash we'll pay you unless you stop by.

# 3 DAYS ONLY!!!

## YOU DON'T WANT TO MISS THIS OPPORTUNITY!

#### COME TO ONE OF OUR TWO BUYING LOCATIONS:

Kirksville - Hampton Inn, 2604 N. Baltimore Street 10:00 a.m. to 7 p.m.

Macon - Comfort Inn, 1821 N. Missouri Street, Highway 63 North 10:00 a.m. to 5 p.m.

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