

# SENATE BILL NO. 464

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR LUETKEMEYER.

1762S.01H

KRISTINA MARTIN, Secretary

## AN ACT

To amend chapter 195, RSMo, by adding thereto one new section relating to background checks for marijuana facilities.

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

Section A. Chapter 195, RSMo, is amended by adding thereto  
2 one new section, to be known as section 195.817, to read as  
3 follows:

195.817. 1. The department of health and senior  
2 services shall require all employees, contractors, owners,  
3 and volunteers of marijuana facilities to submit  
4 fingerprints to the Missouri state highway patrol for the  
5 purpose of conducting a state and federal fingerprint-based  
6 criminal background check.

7 2. The department may require that such fingerprint  
8 submissions be made as part of a marijuana facility  
9 application, a marijuana facility renewal application, and  
10 an individual's application for a license or permit  
11 authorizing that individual to be an employee, contractor,  
12 owner, or volunteer of a marijuana facility.

13 3. Fingerprint cards and any required fees shall be  
14 sent to the Missouri state highway patrol's central  
15 repository. The fingerprints shall be used for searching  
16 the state criminal records repository and shall also be  
17 forwarded to the Federal Bureau of Investigation for a  
18 federal criminal records search under section 43.540. The

19 Missouri state highway patrol shall notify the department of  
20 any criminal history record information or lack of criminal  
21 history record information discovered on the individual.  
22 Notwithstanding the provisions of section 610.120 to the  
23 contrary, all records related to any criminal history  
24 information discovered shall be accessible and available to  
25 the department.

26 4. As used in this section, the following terms shall  
27 mean:

28 (1) "Contractor", a person performing work or service  
29 of any kind for a marijuana facility in accordance with a  
30 contract with that facility;

31 (2) "Marijuana facility", an entity licensed or  
32 certified by the department of health and senior services to  
33 cultivate, manufacture, test, transport, dispense, or  
34 conduct research on marijuana or marijuana products;

35 (3) "Owner", an individual who has a financial  
36 interest or voting interest in ten percent or greater of a  
37 marijuana facility.

✓