

House _____ Amendment NO. _____

Offered By

1 AMEND House Bill No. 316, Page 5, Section 313.220, Line 19, by inserting after said section and line the
2 following:

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4 "569.040. 1. A person commits the offense of arson in the first degree if he or she:

5 (1) Knowingly damages a building or inhabitable structure, and when any person is then present or
6 in near proximity thereto, by starting a fire or causing an explosion and thereby recklessly places such person
7 in danger of death or serious physical injury; or

8 (2) By starting a fire or explosion, damages a building or inhabitable structure in an attempt to
9 produce methamphetamine or any controlled substance.

10 2. The offense of arson in the first degree is a class B felony unless a person has suffered serious
11 physical injury or has died as a result of the fire or explosion set by the person or as a result of a fire or
12 explosion started in an attempt by the person to produce methamphetamine or any controlled substance, in
13 which case arson in the first degree is a class A felony.

14 3. As used in this section "any controlled substance" shall not include manufacturing medicinal
15 marijuana or synthetic cannabinoids by licensed facilities under Missouri law if the facilities may otherwise
16 be considered manufacturers of a controlled a substance under federal law.

17 579.055. 1. A person commits the offense of manufacture of a controlled substance if, except as
18 authorized in this chapter or chapter 195, he or she:

19 (1) Knowingly manufactures, produces, or grows a controlled substance;

20 (2) Attempts to manufacture, produce, or grow a controlled substance; or

21 (3) Knowingly possesses a controlled substance with the intent to manufacture, produce, or grow any
22 amount of controlled substance.

23 2. The offense of manufacturing or attempting to manufacture any amount of controlled substance is
24 a class B felony when committed within two thousand feet of the real property comprising a public or private
25 elementary, vocational, or secondary school, community college, college, or university. It is a class A felony
26 if a person has suffered serious physical injury or has died as a result of a fire or explosion started in an
27 attempt by the defendant to produce methamphetamine or any controlled substance.

28 3. The offense of manufacturing or attempting to manufacture any amount of a controlled substance,
29 except thirty-five grams or less of marijuana or synthetic cannabinoid, is a class C felony.

30 4. The offense of manufacturing thirty-five grams or less of marijuana or synthetic cannabinoid is a
31 class E felony.

32 5. The offense of manufacture of a controlled substance shall not include manufacturing medicinal
33 marijuana or synthetic cannabinoids by licensed facilities under Missouri law if the facilities may otherwise
34 be considered manufacturers of a controlled substance under federal law."; and

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36 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Action Taken _____ Date _____