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OPINION LETTER NO. 61-2017

The Honorable Jason Kander
Missouri Secretary of State
James C. Kirkpatrick State Information Center
600 West Main Street
Jefferson City, MO 65101

Dear Secretary Kander:

This opinion letter responds to your request dated December 28, 2016, for our review under § 116.334, RSMo, of a proposed summary statement prepared for the petition submitted by Timothy Gilio regarding a proposed constitutional amendment to amend Article IV of the Missouri Constitution, version 1 (2018-090). The proposed summary statement is as follows:

Shall the Missouri Constitution be amended to:

- legalize marijuana for personal, medical, and commercial purposes for persons 21 years or older;
- allow the use of marijuana for medical purposes for persons under 21 years old with a physician's written recommendation and parental or legal guardian supervision;
- release all persons who have nonviolent, marijuana-related offenses from incarceration and expunge the records of their offenses;

- impose a 5 percent tax on the retail sale of marijuana; and
- prohibit state or federal funds, law enforcement, and state, county, and city employees from being used to enforce federal or state marijuana laws?

Pursuant to § 116.334, RSMo, we approve the legal content and form of the proposed statement. Because our review of the statement is mandated by statute, no action that we take with respect to such review should be construed as an endorsement of the petition, nor as the expression of any view regarding the objectives of its proponents.

Very truly yours,



CHRIS KOSTER
Attorney General