



ATTORNEY GENERAL OF MISSOURI
ANDREW BAILEY

January 2, 2024

OPINION LETTER NO. 1-2024

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

Dear Secretary Ashcroft:


This opinion letter responds to your request dated December 20, 2023, for our review under § 116.334, RSMo of a proposed summary statement prepared for the petition submitted by JoAnn Franklin, 2024-168. The proposed summary statement is as follows:

Do you want to amend the Missouri Constitution to:

- allow Missouri licensed Advanced Practice Registered Nurses commonly known as Certified Nurse Practitioners, Certified Clinical Nurse Specialists, Certified Nurse Midwives and Certified Nurse Anesthetists to prescribe schedule II-V controlled substances such as oxycodone and fentanyl;
- allow the Advanced Practice Registered Nurses to collaborate, without written consent, with other healthcare professionals as determined by the patient's needs, including but not limited to physicians, pharmacists, registered professional nurses, physical, occupational and speech therapists and audiologists; and
- restrict the General Assembly or executive branch from enacting laws or rules inconsistent with this measure?

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,



ANDREW BAILEY
Attorney General

OP-2024-001

