



ATTORNEY GENERAL OF MISSOURI
ERIC SCHMITT

October 8, 2021

OPINION LETTER NO. 136-2021

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 October 1, 2021 for our review under § 116.334, RSMo of a proposed summary statement prepared for the petition submitted by Eric McSwain, version 1, 2022-063. The proposed summary statement is as follows:

Do you want to amend the Missouri Constitution to:

- create cannabis (marijuana) hospitality facilities which permit consumption of cannabis along with the sale of food and beverages including alcohol;
- legalize the use of cannabis by adults twenty-one and over with restrictions on the amount that may be possessed;
- allow unlimited number of licenses or certifications to be issued;
- impose a 7 and ½ percent tax on the retail price of recreational marijuana; and
- use 1/3 of funds to provide free legal assistance to expunge drug related criminal records and 2/3 transferred to state general revenue?

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,

A handwritten signature in blue ink that reads "Eric S. Schmitt".

ERIC S. SCHMITT
Attorney General