



16-043

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JASON KANDER
SECRETARY OF STATE
STATE OF MISSOURI

ELECTIONS DIVISION
(573) 751-2301

April 9, 2015

The Honorable John Watson
State Auditor
State Capitol Building
Jefferson City, MO 65101

RE: Petition approval request from Gerald (Gary) Peterson regarding a proposed statutory amendment to Chapter 196 (2016-043)

Dear Auditor Watson:

Enclosed please find an initiative petition sample sheet for a proposal to amend the Revised Statutes of Missouri filed by Gerald (Gary) Peterson on April 9, 2015.

We are referring the enclosed petition sample sheet to you for the purposes of preparing a fiscal note and fiscal note summary as required by Section 116.332, RSMo. Section 116.175.2, RSMo requires the state auditor to forward the fiscal note and fiscal note summary to the attorney general within twenty days of receipt of the petition sample sheet.

Thank you for your immediate consideration of this request.

Sincerely,

Jason Kander

cc: Hon. Chris Koster
Sheri Hoffman
Barbara Wood

RECEIVED
APR 09 2015
STATE AUDITORS OFFICE

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County _____
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It is a class A misdemeanor punishable, notwithstanding the provisions of section 560.021, RSMo, to the contrary, for a term of imprisonment not to exceed one year in the county jail or a fine not to exceed ten thousand dollars or both, for anyone to sign any initiative petition with any name other than his or her own, or knowingly to sign his or her name more than once for the same measure for the same election, or to sign a petition when such person knows he or she is not a registered voter.

INITIATIVE PETITION

To the Honorable Jason Kander, Secretary of the State for the state of Missouri:

We the undersigned, registered voters of the state of Missouri and _____ County (or city of St Louis), respectfully order that the following proposed amendment to the constitution shall be submitted to the voters of the state of Missouri, for their approval or rejection, at the general election to be held on the 8th day of November, 2016, and each for himself or herself says: I have personally signed this petition. I a, a registered voter of the state of Missouri and _____ County (or city of St. Louis), my registered voting address and the name of the city, town or village in which I live are correctly written after my name.

2016 OCT 29 AM 9:39 RECEIVED

**Statutory Amendment to RSMo Chapter 196,
"All foods sold in Missouri will be labeled if any addition of Sugars, and will denote Country of 'Origin and Processing' and if there is a Presence of GMO products"**

CIRCULATOR'S AFFIDAIT STATE OF MISSOURI, COUNTY OF _____

Being first duly sworn, say (print or type names of signers)

NAME(SIGNATURE)	DATE SIGNED	REGISTERED VOTING ADDRESS-STREET-(CITY,TOWN OR VILLAGE)	ZIP CODE	CONG. DIST	NAME (PRINTED OR TYPED)
1					
2					
3					
4					
5					
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7					
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10					

signed this page of the foregoing petition, and each of them signed his or her name thereto in my presence; I believe that each has stated his or her name, registered voting address and city, town or village correctly, and that each signer is a registered voter of the state of Missouri and _____ County. FURTHERMORE, I HEREBY SWEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT ALL STATEMENTS MADE BY ME ARE TRUE AND CORRECT AND THAT I HAVE NEVER BEEN CONVICTED OF, FOUND GUILTY OF, OR PLED GUILTY TO ANY OFFENSE INVOLVING FORGERY. I am at least 18 years of age. I do do not (check one) expect to be paid for circulating this petition. If paid, list the payer _____

Signature of Affiant (person obtaining signatures) Printed name of affiant address of affiant

Subscribed and sworn to before me this ____ day of _____, A.D. _____

Notary Public Seal My commission expires on __/__/__

Signature of notary
Address of notary

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Missouri Constitution Article IV

**BE IT RESOLVED by the people of the state of Missouri that the Constitution be amended:
For the purpose of sections 196.010 to 196.120 of Article IV: Chapter 196:**

Two new sections will be added and shall be know as Section 196.011.1 and Section 196.011.2 and these sections will be for the regulations of retail food sales concerning labeling for products containing 'added sugars', 'genetically modified organisms', and the 'origin of and reparation of food' sold in the state of Missouri.

One new section adde shall be known as Section 196.011.1 and this section shall read as follows:

1. Sugars added will be listed separately from naturally occurring sugars under total carbohydrate with grams listed for each.

(a) "Added Sugars" will be any sugars not occurring in a natural state of a food, but added to the food at different stages of processing;

(b) "Sugars" including glucose (also known as dextrose), fructose and galactose, sucrose (a disaccharide), maltose and lactose or longer chains of sugars called oligosaccharides will be considered added sugars.

(c) "Sugars" will include the following names: Blackstrap molasses* Brown rice syrup* Brown sugar* Buttered syrup* Cane juice crystals* Cane sugar* Caramel* Carob syrup* Castor sugar* Confectioner's sugar* Corn syrup* Corn syrup solids* Crystalline fructose* Date sugar* Demerara sugar* Dextran* Dextrose* Diastatic malt* Diastase* Ethyl maltol* Evaporated cane juice* Florida crystals* Fructose* Fruit juice* Fruit juice concentrate* Galactose* Glucose* Glucose solids* Golden sugar* Golden syrup* Grape sugar* High-fructose corn syrup* Honey* Icing sugar* Invert sugar* Lactose* Malt syrup* Maltose* Maple syrup* Molasses* Muscovado sugar* Organic raw sugar* Panocha* Raw sugar* Refiner's syrup* Rice syrup* Sorghum syrup* Sucrose* Sugar* Treacle* Turbinado sugar* Yellow sugar* as listed by Lustig, Robert H (2013-09-03). Sugar Has 56 Names: A Shopper's Guide (A Penguin Special from Hudson Street Press) (Kindle Locations 460-467). Penguin Group US. Kindle Edition. Other names for sugars that are added will fall under the same regulations. Any sugars listed above that have their name changed will not exempt them from these regulations.

2. The term "GMO" will be listed on the front of the packaging if in any part of food for sale in Missouri includes:

(a) genetically modified organism (GMO) -genetically modified (GM) or genetic engineering (GE). GMOs are created through transgenic engineering, unlike traditional breeding and any other similar gene insertion by any other name will be included in labeling regulation.

3. Country of origin of the food sold in Missouri will be listed and will include:

(a) Any Nation or Ocean where the food has been grown at any time and in the case of animals including fish, total locations by nation or ocean from birth to slaughter.

(b) Any nation other than the US where the food has been packaged, repackaged or reprocessed including injected with liquids or solids of any type. Any injectable product must be listed and if not approved by the US Dept. of Agriculture will not be sold in the state of Missouri.

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One new section will be added and shall be known as Section 196.011. 2 and this section shall be read as follows:

Labeling requirements concerning GMO, GM, GE, added sugars, and country of origin and/or repackaging.

For all food products including beverages, gums, snacks, and energy drinks.

1. Any product containing genetically modified organisms will be labeled as: "This product contains genetically modified organisms (GMO)" or any product containing genetically engineered organisms will be labeled as: "This product contains genetically engineered organisms (GE)".
2. Any product labeled 'reduced fat' or language that means a reduced fat content and/or diet control foods will label the amounts of sugar added in what amounts (if added) and other/or products added to replace the fat texture and taste and a warning that excess sugar is a major contributor to weight gain and overall health as outlined by the AHA(American Heart Association), WHO(World Health Organization) or AMA(American Medical Association).
3. All products sold as snacks shall if also sold in larger packages than single (one or two) servings, will also have the total sugar content added of the package listed in bold print on the front of the package with a warning if that amount is more than the total sugar recommended for daily consumption by the AHA(American Heart Association), WHO(World Health Organization) or AMA(American Medical Association).
4. All food products will have any 'sugars added' listed as a separate item. The total amount of 'sugars added' per serving if $\frac{1}{4}$ of the recommended daily allowance as listed by AHA (American Heart Association) will carry a "Warning" label. The box will include wording as put out by the AHA(American Heart Association), WHO(World Health Organization) or AMA(American Medical Association) that "Added sugars are contributing to obesity, diabetes and other conditions linked to heart disease, including unhealthy cholesterol and triglyceride levels" or other warnings as they become available from these health organizations. If warnings become available by AHA(American Heart Association), WHO(World Health Organization) or AMA(American Medical Association) concerning sugar substitutes contributing to health or weight gain, that warning will be required when part of the food.
5. Sugars added to food products advertised or directed toward children will have listed recommended amounts for children as listed by the AMA, WHO or AHA and will have a warning located in a dark bold outlined box including dangers of sugar as listed by the AMA, WHO or AHA if sugars in excess of $\frac{1}{4}$ of the recommended daily amount. For any serving size for any foods targeted for an audience of 18 or under total sugars added that exceed $\frac{1}{4}$ of a daily recommended amount by AHA (American Heart Association), WHO (World Health Organization) or AMA (American Medical Association) will have a warning label with following (5.a) outlined in a dark bold outlined box as follows or as changed by AHA(American Heart Association), WHO(World Health Organization) or AMA(American Medical Association) as follows:

(a)"Added sugars are contributing to obesity, diabetes and other conditions linked to heart disease, including unhealthy cholesterol and triglyceride levels and also consumption of Added Sugars and Indicators of Cardiovascular Disease Risk among US Adolescents as stated by the AHA(American Heart Association), WHO(World Health Organization) or AMA(American Medical Association)"

All warning signs for added sugars will include recommended amounts according to age, weight and sex. The warning sign will include - WARNING-SUGARS ADDED - in bold print at least equal in height to ingredients listed and will be located on the front of the packaging. The warning will be enclosed in a bold out-lined box. The amounts of added sugars will be listed by amounts both in teaspoons and grams

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with % of teaspoons recommended. The values recommended may be from the AMA, WHO or AHA as long as listed in values of grams and teaspoons.

Small businesses of less than 1 million dollars in food sales per year will be exempt from the above requirements. Chains and related stores under the same ownership that have individual sales of less than one million will have all stores sales grouped together to determine if they are required by the above regulations. Total sales of all stores will be added together to qualify for exemption.

Restaurants, convenience stores and other businesses that prepare food on site will have the above information posted on menus or by the food product if menus are not available. Dispensed drinks will have a sign at eye level (about 5 ft.) and in large print of at least 24 point with a "Warning" sign listing each drink size and the amount of added sugars. The Warning sign will include the recommended daily amounts as well as health dangers of excessive sugar as listed above. All fountain drink cups of over 8 oz. size (disposable containers) will have a warning within a bold black outlined box listing the dangers of added sugars with amounts listed by the AMA or AHA. Warning will include recommended amounts according to weight and sex.

Regulations for labeling will be required on all products within 6 months of implementation of ordinance except as noted. Any foods labeled and packaged before the 6 month period will after one year if still available for sale be required to post warning signs.