

Summary of the Differences between S.22 as Vetoed and
the Senate Proposal of Amendment to H.511 (Marijuana)

Wednesday, January 3, 2018

- Adds language regarding search and seizure: Marijuana possessed or consumed in violation of State law is contraband pursuant to 18 V.S.A. § 4242(d) and subject to seizure and forfeiture.
- Clarifies that a new two-year misdemeanor crime of dispensing marijuana to a person under 21 years of age is in addition to any other crimes that may be charged under existing law.
- Creates a fine-only misdemeanor crime for a person who is 18 years of age who dispenses marijuana to a person who is 16 or 17 years of age or a person who is 19 years of age who dispenses marijuana to a person who is 17 years of age.
- Establishes that anyone under 18 years of age who dispenses to another person who is under 18 years of age commits a delinquent act and is subject to delinquency proceedings.
- Increases civil monetary penalties for having an open container of marijuana or consuming marijuana in a vehicle.
- Creates a fine-only misdemeanor crime for using marijuana in a vehicle with a child under 18 years of age present in the vehicle.
- Creates a fine-only misdemeanor crime for cultivating or using marijuana in a licensed or registered family child care home, licensed child care center, or after school program.
- Expands the Marijuana Review Commission and revises its duties.