

1 S.222

2 Senator Sears moves that the Senate concur in the House proposal of  
3 amendment with further proposal of amendment as follows:

4 By adding Secs. 17a-17e to read as follows:

5 Sec. 17a. 18 V.S.A. § 4474c is amended to read:

6 § 4474c. PROHIBITIONS, RESTRICTIONS, AND LIMITATIONS

7 REGARDING THE USE OF MARIJUANA FOR SYMPTOM

8 RELIEF

9 \* \* \*

10 (c) ~~A registered patient or registered caregiver who elects to grow~~  
11 ~~marijuana to be used for symptom relief by the patient may do so only if the~~  
12 ~~marijuana is cultivated in a single, secure indoor facility~~ Personal cultivation of  
13 marijuana by a patient or caregiver on behalf of a patient only shall occur:

14 (1) on property lawfully in possession of the cultivator or with the  
15 written consent of the person in lawful possession of the property; and

16 (2) in an enclosure that is screened from public view and is secure so  
17 that access is limited to the cultivator and persons 21 years of age or older who  
18 have permission from the cultivator.

19 (d) ~~A registered patient or registered caregiver may not transport marijuana~~  
20 ~~in public unless it is secured in a locked container.~~ [Repealed.]

21 \* \* \*



1 theft of marijuana and shall ensure that each location has an operational  
2 security alarm system. All cultivation of marijuana shall take place in a secure,  
3 locked facility which is either indoors or outdoors, but not visible to the public  
4 and that can only be accessed by the owners, principals, financiers, and  
5 employees of the dispensary who have valid Registry identification cards. An  
6 outdoor facility is not required to have a roof, provided all other requirements  
7 are met. The Department shall perform an annual on-site assessment of each  
8 dispensary and may perform on-site assessments of a dispensary without  
9 limitation for the purpose of determining compliance with this subchapter and  
10 any rules adopted pursuant to this subchapter and may enter a dispensary at  
11 any time for such purpose. During an inspection, the Department may review  
12 the dispensary's confidential records, including its dispensing records, which  
13 shall track transactions according to registered patients' Registry identification  
14 numbers to protect their confidentiality.

15 (2)(A) A registered patient or registered caregiver may obtain marijuana  
16 from the dispensary by appointment only.

17 (B) A dispensary may deliver marijuana to a registered patient or  
18 registered caregiver. The marijuana shall be transported in a locked container.

19 (3) The operating documents of a dispensary shall include procedures  
20 for the oversight of the dispensary and procedures to ensure accurate record-  
21 keeping.



1 principal, financier, or employee. A Except as provided in subdivision (b)(2)  
2 of this section, a person shall not serve as an owner, principal, financier, or  
3 employee of a dispensary until that person has received a Registry  
4 identification card issued under this section. Each card shall specify whether  
5 the cardholder is an owner, principal, financier, or employee of a dispensary  
6 and shall contain the following:

7 (1) the name, address, and date of birth of the person;

8 (2) the legal name of the dispensary with which the person is affiliated;

9 (3) a random identification number that is unique to the person;

10 (4) the date of issuance and the expiration date of the Registry

11 identification card; and

12 (5) a photograph of the person.

13 (b)(1) Prior to acting on an application for a Registry identification card,  
14 the Department shall obtain with respect to the applicant a Vermont criminal  
15 history record, an out-of-state criminal history record, and a criminal history  
16 record from the Federal Bureau of Investigation. Each applicant shall consent  
17 to the release of criminal history records to the Department on forms  
18 developed by the Vermont Crime Information Center.

19 (2) Once a Registry card application has been submitted, a person may  
20 serve as an owner, principal, financier, or employee of a dispensary pending  
21 the background check, provided the person is supervised in his or her duties by  
22 someone who is a cardholder. The Department shall issue a temporary permit

1 to the person for this purpose, which shall expire upon the issuance of the  
2 Registry card or disqualification of the person in accordance with this section.

3 \* \* \*

4 Sec. 17d. 18 V.S.A. § 4474m is amended to read:

5 § 4474m. ~~DEPARTMENT OF PUBLIC SAFETY;~~ PROVISION OF  
6 EDUCATIONAL AND SAFETY INFORMATION

7 The Department of Public Safety shall provide educational and safety  
8 information developed by the Vermont Department of Health, in consultation  
9 with dispensaries, to each registered patient upon registration pursuant to  
10 section 4473 of this title, and to each registered caregiver upon registration  
11 pursuant to section 4474 of this title.

12 Sec. 17e. AUTOMOBILE FINANCIAL RESPONSIBILITY; STUDY

13 The Commissioner of Financial Regulation shall review the minimum  
14 automobile insurance requirements in each of the states located in the  
15 northeastern region of the United States and shall report his or her findings and  
16 recommendations with respect to Vermont's minimum automobile insurance  
17 requirements to the General Assembly on or before November 1, 2018.