

1 TO THE HONORABLE SENATE:

2 The Committee on Judiciary to which was referred Senate Bill No. 216
3 entitled “An act relating to the administration of Vermont’s Medical Marijuana
4 Registry” respectfully reports that it has considered the same and recommends
5 that the bill be amended by striking out all after the enacting clause and
6 inserting in lieu thereof the following:

7 Sec. 1. 18 V.S.A. § 4472 is amended to read:

8 § 4472. DEFINITIONS

9 * * *

10 (4) “Debilitating medical condition” means:

11 (A) cancer, multiple sclerosis, positive status for human
12 immunodeficiency virus, acquired immune deficiency syndrome, glaucoma,
13 Crohn’s disease, Parkinson’s disease, or the treatment of these conditions, if
14 the disease or the treatment results in severe, persistent, and intractable
15 symptoms;

16 (B) post-traumatic stress disorder, provided the Department confirms
17 the applicant is undergoing psychotherapy or counseling with a licensed
18 mental health care provider; or

19 (C) ~~a disease or medical condition or its treatment that is chronic,~~
20 ~~debilitating, and produces one or more of the following intractable symptoms:~~
21 ~~eachexia or wasting syndrome; chronic pain; severe nausea; or seizures~~ other

1 disease, condition, or treatment as determined in writing by a qualifying
2 patient's health care professional.

3 Sec. 2. 18 V.S.A. § 4474a is amended to read:

4 § 4474a. REGISTRATION; FEES

5 (a) The Department shall collect a fee of \$50.00 for the application
6 authorized by sections 4473 and 4474 of this title. The fees received by the
7 Department shall be deposited into a registration fee fund and used to offset the
8 costs of processing applications under this subchapter.

9 (b)(1) ~~A~~ Except as provided in subdivision (2) of this subsection, a
10 registration card shall expire one year after the date of issue, with the option of
11 renewal, provided the patient submits a new application which is approved by
12 the Department of Public Safety, pursuant to section 4473 or 4474 of this title,
13 and pays the fee required under subsection (a) of this section.

14 (2) A registration card for a patient who has multiple sclerosis, positive
15 status for human immunodeficiency virus, acquired immune deficiency
16 syndrome, or Parkinson's disease as recorded on the medical verification form
17 does not expire and does not require renewal.

1 Sec. 3. 18 V.S.A. § 4474c is amended to read:

2 § 4474c. PROHIBITIONS, RESTRICTIONS, AND LIMITATIONS

3 REGARDING THE USE OF MARIJUANA FOR SYMPTOM

4 RELIEF

5 * * *

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

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

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

15 (d) ~~A registered patient or registered caregiver may not transport marijuana~~
16 ~~in public unless it is secured in a locked container.~~

17 * * *

18 (g)(1) For purposes of medical care, including organ transplants, a
19 registered patient's use of marijuana:

20 (A) shall be considered the equivalent of the authorized use of any
21 other medication;

1 Sec. 5. 18 V.S.A. § 4474m is amended to read:

2 § 4474m. ~~DEPARTMENT OF PUBLIC SAFETY~~; PROVISION OF
3 EDUCATIONAL AND SAFETY INFORMATION

4 (a) ~~The Department of Public Safety~~ Dispensaries shall provide educational
5 and safety information ~~developed by the Vermont Department of Health~~ to
6 each registered patient upon registration pursuant to section 4473 of this title,
7 and to each registered caregiver upon registration pursuant to section 4474 of
8 this title.

9 (b) Materials shall include, at a minimum, information on the following:

10 (1) appropriate, safe dosing for marijuana and marijuana-infused
11 products;

12 (2) routes of administration; and

13 (3) safe storage of marijuana and marijuana-infused products.

14 Sec. 6. 18 V.S.A. § 4474n is added to read:

15 § 4474n. TESTING BY THE AGENCY OF AGRICULTURE, FOOD AND
16 MARKETS

17 The Agency of Agriculture, Food and Markets shall establish a cannabis
18 quality control program for the following purposes:

19 (1) to develop potency and contaminant testing protocols for hemp,
20 marijuana, and marijuana-infused products;

1 (2) to verify cannabinoid label guarantees of hemp, marijuana and
2 marijuana-infused products;

3 (3) to test for pesticides, solvents, heavy metals, mycotoxins, and
4 bacterial and fungal contaminants in hemp, marijuana and marijuana-infused
5 products; and

6 (4) to certify third-party testing laboratories that can offer the services in
7 subdivisions (2) and (3) of this section.

8 Sec. 6. EFFECTIVE DATE

9 This act shall take effect on July 1, 2018.

10

11 (Committee vote: _____)

12

13

Senator _____

14

FOR THE COMMITTEE