

1 S.54

2 Representative XX of XX moves that the report of the Committee on
3 Government Operations, as amended by the Committee on Ways and Means,
4 be further amended as follows:

5 First: In Sec. 2, 7 V.S.A. § 845 (Cannabis Regulation Fund) by striking out
6 subsection (b) in its entirety and inserting in lieu thereof a new subsection (b)
7 to read as follows:

8 (b) The Fund shall be composed of all State application fees, annual license
9 fees, renewal fees, identification card fees, advertising review fees, and civil
10 penalties collected by the Board pursuant to this chapter and chapter 33 of this
11 title.

12 Second: In Sec. 2, by striking out 7 V.S.A. § 846 (fees) in its entirety and
13 inserting in lieu thereof a new 7 V.S.A. § 846 to read as follows:

14 § 846. FEES

15 (a) The Board shall have the authority to charge and collect State and local
16 fees as provided under this chapter and chapter 33 of this title. State and local
17 fees shall be due and payable at the time of application or renewal.

18 (b) The Board shall deposit State fees into the Cannabis Regulation Fund.

19 (c) After reduction for costs of administration and collection, the Board
20 shall pay local fees on a quarterly basis to the municipality in which the fees
21 were collected.

1 Third: In Sec. 5 (Cannabis Control Board report), by striking out
2 subsection (a) in its entirety and inserting in lieu thereof a new subsection (a)
3 to read as follows:

4 (a) On or before January 15, 2021, the Executive Director of the Cannabis
5 Control Board shall provide recommendations to the General Assembly on the
6 following:

7 (1) Resources necessary for implementation of this act for fiscal years
8 2022 and 2023, including positions and funding. The Board shall consider
9 utilization of current expertise and resources within State government and
10 cooperation with other State departments and agencies where there may be an
11 overlap in duties.

12 (2) State fees to be charged and collected in accordance with the
13 Board’s authority pursuant to 7 V.S.A. § 846. The recommendations shall be
14 accompanied by information justifying the recommended rate as required by
15 32 V.S.A. § 605(d). The State fees submitted in accordance with this
16 subdivision shall be projected, at a minimum, to equal the cost of application
17 and license fees for marijuana establishments in the Commonwealth of
18 Massachusetts that are collected by the Cannabis Control Commission. The
19 Board may recommend State fees that are lower or higher, provided they are
20 designed to provide sufficient funding to meet the duties of the Cannabis
21 Control Board as provided in 7 V.S.A. § 843.

1 (A) Application fees, initial annual license fees, and annual license
2 renewal fees for each type of cannabis establishment license as provided in
3 7 V.S.A. § 846: cultivator, product manufacturer, wholesaler, retailer, testing
4 laboratory, and integrated. If the Board establishes tiers within a licensing
5 category, it shall provide a fee recommendation for each tier.

6 (B) Fee for a cannabis establishment identification card as provided
7 in 7 V.S.A. § 884.

8 (C) Fee for advertisement review for a cannabis establishment
9 licensee as provided in 7 V.S.A. § 845.

10 (3) Whether monies expected to be generated by State fees identified in
11 subdivision (2) of this subsection are sufficient to support the statutory duties
12 of the Board and whether any portion of the tax established pursuant to
13 32 V.S.A. § 7902 should be allocated to the Cannabis Regulation Fund to
14 ensure these duties are met.

15 (4) Local fees to be charged and collected in accordance with the
16 Board’s authority pursuant to 7 V.S.A. § 846. The recommendations shall be
17 accompanied by information justifying the recommended rate as required by
18 32 V.S.A. § 605(d). The Board shall recommend local fees that are designed
19 to help defray the costs incurred by municipalities in which cannabis facilities
20 are located.

21 Fourth: In Sec. 7, by striking out 7 V.S.A. § 910 (fees) in its entirety