

1 TO THE HONORABLE SENATE:

2 The Committee on Agriculture to which was referred Senate Bill No. 188
3 entitled “An act relating to regulating licensed small cannabis cultivation as
4 farming” respectfully reports that it has considered the same and recommends
5 the bill be amended as follows:

6 First: By striking out Sec. 3, 7 V.S.A. § 870, in its entirety and inserting in
7 lieu thereof a new Sec. 3 to read as follows:

8 Sec. 3. 7 V.S.A. § 870 is added to read:

9 § 870. SMALL CULTIVATORS; REGULATED AS FARMING

10 (a) When a licensed small cultivator cultivates cannabis outdoors on a
11 parcel of land subject to the Required Agricultural Practices, the land used for
12 the cultivation of cannabis and the farm buildings used to dry or process that
13 cannabis shall:

14 (1) be regulated as farming and not as development under 10 V.S.A.
15 chapter 151;

16 (2) not be regulated by a municipal bylaw as set forth in 24 V.S.A.
17 § 4413(d)(1)(A); and

18 (3) be considered the production of an agricultural product, farm crop,
19 or agricultural crop for the purposes of enrollment in the Use Value Appraisal
20 Program under 32 V.S.A. chapter 124, provided that the agricultural land or

1 farm building was enrolled in the use value appraisal program at the time
2 cannabis cultivation commenced.

3 (b) Cultivation of cannabis on land regulated as farming under subsection
4 (a) of this section shall not by itself qualify the entire parcel where the
5 cultivation occurs as farming under the Required Agricultural Practices or
6 under 10 V.S.A. chapter 151.

7 Second: In Sec. 5, 7 V.S.A. § 905, by striking out subdivision (3) in its
8 entirety and inserting in lieu thereof the following:

9 (3) sell cannabis seeds or immature cannabis plants to a licensed
10 cultivator.

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17 (Committee vote: _____)

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Senator _____

FOR THE COMMITTEE