

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 that the bill be amended by striking out Sec. 3, 7 V.S.A. § 870, in its entirety
6 and inserting in lieu thereof the following:

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

8 § 870. SMALL CULTIVATORS; REGULATED AS FARMING

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

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

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

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

20 (b) Cultivation of cannabis on land regulated as farming under subsection
21 (a) of this section shall not by itself qualify the entire parcel where the

1 cultivation occurs as farming under the Required Agricultural Practices or
2 under 10 V.S.A. chapter 151.

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10 (Committee vote: _____)

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Senator _____

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FOR THE COMMITTEE