

1 TO THE HONORABLE SENATE:

2 The Committee on Agriculture to which was referred House Bill No. 877
3 entitled “An act relating to miscellaneous agricultural subjects” respectfully
4 reports that it has considered the same and recommends that the Senate
5 propose to the House that the bill be amended by striking out Sec. 10, effective
6 date, and its reader assistance heading in their entirety and inserting in lieu
7 thereof reader assistance headings and six new sections to be Secs. 10–15 to
8 read as follows:

9 * * * Animals at Large * * *

10 Sec. 10. 24 V.S.A. § 2291 is amended to read:

11 § 2291. ENUMERATION OF POWERS

12 For the purpose of promoting the public health, safety, welfare, and
13 convenience, a town, city, or incorporated village shall have the following
14 powers:

15 * * *

16 (21) To regulate, by means of a civil ordinance adopted pursuant to
17 chapter 59 of this title, subject to the limitations of 13 V.S.A. § 351b and the
18 requirement of 13 V.S.A. § 354(a), and consistent with the rules adopted by the
19 Secretary of Agriculture, Food and Markets, pursuant to 13 V.S.A. § 352b(a),
20 the welfare of animals in the municipality. Such ordinance may be enforced

1 by humane officers as defined in 13 V.S.A. § 351, if authorized to do so by the
2 municipality.

3 * * *

4 (30) To regulate by means of an ordinance adopted pursuant to chapter
5 59 of this title regarding the control of livestock running at large. As used in
6 this subdivision:

7 (A) “Livestock” has the same meaning as in 6 V.S.A. § 761.

8 (B) “Livestock running at large” means any livestock found or being
9 on any public land or public way, or land belonging to a person other than the
10 owner of the livestock, without the landowner’s permission.

11 (C) “Public way” has the same meaning as in section 2501a of this
12 title.

13 Sec. 11. 20 V.S.A. chapter 191, subchapter 1 is amended to read:

14 Subchapter 1. General Provisions

15 § 3341. CATTLE, HORSES, SHEEP, GOATS, OR SWINE

16 A person who knowingly permits cattle, horses, sheep, goats, or swine to
17 run at large in a public highway or yard belonging to a public building without
18 the consent of the selectboard shall be fined by a law enforcement officer or by
19 a municipal officer or employee not more than ~~\$10.00~~ \$100.00 nor less than
20 ~~\$3.00~~ \$50.00 for each animal running at large.

1 § 3342. PUBLIC PARK, COMMON, OR GREEN

2 A person who permits cattle, horses, sheep, goats, or swine to run at large in
3 a public park, common, or green without the consent of the selectboard shall be
4 fined by a law enforcement officer or by a municipal officer or employee not
5 more than ~~\$25.00~~ \$100.00 nor less than ~~\$5.00~~ \$50.00 for each animal running
6 at large.

7 § 3343. YARD OF ~~TOWNHOUSE~~ MUNICIPAL BUILDING, CHURCH,
8 OR SCHOOLHOUSE

9 A person who turns cattle, horses, sheep, goats, or swine into a yard
10 ~~belonging to a townhouse~~ of a municipal building, church, or schoolhouse,
11 which is properly enclosed, or knowingly permits them to run in such a yard,
12 shall be fined by a law enforcement officer or by a municipal officer or
13 employee not more than ~~\$10.00~~ \$100.00 nor less than ~~\$3.00~~ \$50.00 for each
14 animal running at large.

15 § 3344. BURIAL GROUND

16 A person who knowingly turns cattle, horses, sheep, goats, or swine into a
17 properly enclosed burial ground, or who knowingly permits them to run within
18 a properly enclosed burial ground, shall be fined ~~\$25.00~~ by a law enforcement
19 officer or by a municipal officer or employee not more than \$100.00 nor less
20 than \$50.00 for each animal running at large.

1 § 3345. LAND OR PREMISES OF ANOTHER

2 A person who knowingly permits ~~his or her~~ the person's cattle, horses,
3 sheep, goats, swine, or domestic fowls to go upon the lands or premises of
4 another, after the latter has given the owner notice thereof, shall be fined by a
5 law enforcement officer or by a municipal officer or employee not more than
6 ~~\$10.00~~ \$100.00 nor less than ~~\$2.00~~ \$50.00 for each animal running at large.

7 Such person shall also be liable for the damages suffered, which may be
8 recovered in a civil action.

9 § 3346. BULLS

10 The owner or keeper of a bull may be fined by a law enforcement officer or
11 by a municipal officer or employee not more than \$100.00 nor less than \$50.00
12 if such bull is more than nine months old and found unattended outside the
13 premises owned or occupied by the owner or keeper of such bull and shall be
14 liable to a party damaged by such bull while outside the premises of such
15 owner or keeper. The damages may be recovered in a civil action.

16 * * *

17 * * * Indirect Discharges in Class A Waters * * *

18 Sec. 12. 10 V.S.A. § 1259(d) is amended to read:

19 (d) No person shall cause a discharge of wastes into ~~Class A waters~~ a Class
20 A water classified as Class A before July 1, 2024, except for on-site disposal of
21 sewage from systems with a capacity of 1,000 gallons per day (gpd), or less,

1 that are either exempt from or comply with the ~~environmental protection rules~~
2 permitting requirements of chapter 64 of this title, or existing systems, which
3 shall require a permit according to the provisions of subsection 1263(f) of this
4 title.

5 * * * Hemp; Cannabis Regulation * * *

6 Sec. 13. 6 V.S.A. § 562(4) is amended to read:

7 (4)(A) “Hemp products” or “hemp-infused products” means all products
8 with the federally defined tetrahydrocannabinol concentration level for hemp
9 derived from, or made by, processing hemp plants or plant parts, which are
10 prepared in a form available for commercial sale, including cosmetics,
11 personal care products, food intended for animal or human consumption, cloth,
12 cordage, fiber, fuel, paint, paper, construction materials, plastics, and any
13 product containing one or more hemp-derived cannabinoids, such as
14 cannabidiol.

15 (B) Notwithstanding subdivision (A) of this subdivision (4), “hemp
16 products” and “hemp-infused products” do not include any substance,
17 manufacturing intermediary, or product that:

18 (i) is prohibited or deemed a regulated cannabis product by
19 administrative rule of the Cannabis Control Board; or

20 (ii) contains more than 0.3 percent total tetrahydrocannabinol on a
21 dry-weight basis.

1 (C) A hemp-derived product or substance that is excluded from the
2 definition of “hemp products” or “hemp-infused products” pursuant to
3 subdivision (B) of this subdivision (4) shall be considered a cannabis product
4 as defined by 7 V.S.A. § 831(3); provided, however, that a person duly
5 licensed or registered by the Cannabis Control Board lawfully may possess
6 such products in conformity with the person’s license or hemp processor
7 registration.

8 Sec. 14. 20 V.S.A. § 2730(b) is amended to read:

9 (b) The term “public building” does not include:

10 * * *

11 (5) A building that is used in the outdoor cultivation of cannabis by a
12 person licensed pursuant to 7 V.S.A. chapter 33 in accordance with such
13 chapter and related rules with fewer than the equivalent of 10 full-time
14 employees who are not family members and who do not work more than 26
15 weeks a year.

16 * * * Effective Date * * *

17 Sec. 15. EFFECTIVE DATE

18 This act shall take effect on July 1, 2024.

19

20

21

1 (Committee vote: _____)

2

3

Senator _____

4

FOR THE COMMITTEE