1	Sec. 16. 7 V.S.A. § 869 is amended to read:
2	§ 869. CULTIVATION OF CANNABIS; ENVIRONMENTAL AND LAND
3	USE STANDARDS; REGULATION OF CULTIVATION
4	(a) A cannabis establishment shall not be regulated as "farming" under the
5	Required Agricultural Practices, 6 V.S.A. chapter 215, or other State law, and
6	cannabis produced from cultivation shall not be considered an agricultural
7	product, farm crop, or agricultural crop for the purposes of 32 V.S.A. chapter
8	124, 32 V.S.A. § 9741, or other relevant State law.
9	(b) The cultivation, processing, and manufacturing of cannabis regulated
10	under this chapter shall comply with all applicable State, federal, and local
11	environmental, energy, or public health law, unless otherwise provided under
12	this chapter.
13	(c) A cannabis establishment regulated under this chapter shall be subject
14	to regulation under 24 V.S.A. chapter 117 as authorized by this chapter, unless
15	otherwise provided under this chapter.
16	* * *
17	(f) Notwithstanding subsection (a) of this section, a cultivator licensed
18	under this chapter who initiates cultivation of cannabis outdoors on a parcel of
19	land shall:

1	(1) be regulated in the same manner as "farming" and not as
2	"development" on the tract of land where cultivation occurs for the purposes of
3	permitting under 10 V.S.A. chapter 151;
4	(2) not be regulated by a municipal bylaw adopted under 24 V.S.A.
5	chapter 117 in the same manner that Required Agricultural Practices are not
6	regulated by a municipal bylaw under 24 V.S.A. § 4413(d)(1)(A);
7	(3) be eligible to enroll in the Use Value Appraisal Program under
8	32 V.S.A. chapter 124 for the cultivation of cannabis; and
9	(4) be exempt under 32 V.S.A. § 9741(3), (25), and (50) from the tax on
10	retail sales imposed under 32 V.S.A. § 9771; and
11	(5) be entitled to the rebuttable presumption that cultivation does not
12	constitute a nuisance under 12 V.S.A. chapter 195 in the same manner as
13	"agricultural activities" are entitled to the rebuttable presumption, provided
14	that, notwithstanding 12 V.S.A. § 5753(a)(1)(A), the cultivation is complying
15	with subsections (b) and (d) of this section.
16	(g) The cannabis plant canopy of an outdoor cultivator of cannabis licensed
17	under this chapter shall be set back at least 50 feet from a property boundary or
18	edge of a highway.

1	Sec. 17. APPLICATION OF OUTDOOR CANNABIS CULTIVATION
2	SETBACK; REPEAL
3	(a) The setback requirement established under 7 V.S.A. § 869(g) shall
4	apply only to new outdoor cannabis cultivation licenses issued after July 1,
5	<u>2024.</u>
6	(b) 7 V.S.A. § 869(g) shall be repealed on July 1, 2025.
7	Sec. 18. CANNABIS CONTROL BOARD REPORT; SITING OF
8	OUTDOOR CANNABIS CULTIVATION
9	(a) On or before December 15, 2024, the Cannabis Control Board shall
10	submit to the Senate Committees on Government Operations and on Economic
11	Development, Housing and General Affairs and the House Committees on
12	Government Operations and Military Affairs and on Commerce and Economic
13	Development a report regarding the siting and licensing of outdoor cannabis
14	cultivation. The report shall:
15	(1) summarize the current impact of outdoor cultivation on local
16	municipalities;
17	(2) summarize the impact of establishing various siting requirements to
18	existing licensed outdoor cultivators;
19	(3) address whether and how to authorize municipalities to establish
20	local cultivation districts; and

1	(4) recommend whether local cannabis control commissions established
2	pursuant to 7 V.S.A. chapter 33 should be granted additional authority to
3	regulate outdoor cannabis cultivators.
4	(b) The Cannabis Control Board shall consult with the Vermont League of
5	Cities and Towns, cannabis cultivators, and other interested stakeholders in
6	developing the report required under subsection (a) of this section.
7	(c) As part of the report required under subsection (a) of this section, the
8	Cannabis Control Board shall address the impact of modifying the law
9	governing cannabis advertising.
10	
11	(Committee vote:)
12	
13	Representative
14	FOR THE COMMITTEE