

S.321

Introduced by Senator Vyhovsky

Referred to Committee on

Date:

Subject: Cannabis; general provisions; consumption of cannabis in a public
place

Statement of purpose of bill as introduced: This bill proposes to amend
various statutes relating to where an individual may consume cannabis to
prohibit the consumption of cannabis solely in places where an individual is
prohibited from consuming tobacco products.

An act relating to consumption of cannabis in a prohibited place

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 7 V.S.A. § 831 is amended to read:

§ 831. DEFINITIONS

As used in this chapter:

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(6) “Public Prohibited place” means ~~any street, alley, park, sidewalk,~~
~~public building other than individual dwellings, any place of public~~
~~accommodation as defined in 9 V.S.A. § 4501, and~~ any place where the use or

1 possession of a lighted tobacco product, tobacco product, or tobacco substitute
2 is prohibited by law pursuant to 18 V.S.A. chapter 37.

3 Sec. 2. 7 V.S.A. § 833 is amended to read:

4 § 833. CONSUMPTION OF CANNABIS IN A ~~PUBLIC~~ PROHIBITED
5 PLACE

6 No person shall possess lighted cannabis or cannabis products, or consume
7 cannabis by inhalation of vapor, in a ~~public prohibited~~ place unless specifically
8 authorized by law. Violations shall be punished in accordance with 18 V.S.A.
9 § 4230a.

10 Sec. 3. 18 V.S.A. § 4230a is amended to read:

11 § 4230a. CANNABIS POSSESSION BY A PERSON 21 YEARS OF AGE
12 OR OLDER

13 (a)(1) Except as otherwise provided in this section, a person 21 years of age
14 or older who possesses one ounce or less of cannabis or five grams or less of
15 hashish and two mature cannabis plants or fewer or four immature cannabis
16 plants or fewer or who possesses paraphernalia for cannabis use shall not be
17 penalized or sanctioned in any manner by the State or any of its political
18 subdivisions or denied any right or privilege under State law. The one-ounce
19 limit of cannabis or five grams of hashish that may be possessed by a person
20 21 years of age or older shall not include cannabis cultivated, harvested, and
21 stored in accordance with section 4230e of this title.

* * *

~~(F)(6)~~ allow an inmate of a correctional facility to possess or use cannabis or to limit the authority of law enforcement, the courts, the Department of Corrections, or the Parole Board to impose penalties on offenders who use cannabis in violation of a court order, conditions of furlough, parole, or rules of a correctional facility.

Sec. 4. 18 V.S.A. § 4230e is amended to read:

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§ 2291. ENUMERATION OF POWERS

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This act shall take effect on July 1, 2026.