

Final Proposed Filing - Coversheet

Instructions:

In accordance with Title 3 Chapter 25 of the Vermont Statutes Annotated and the “Rule on Rulemaking” adopted by the Office of the Secretary of State, this filing will be considered complete upon filing and acceptance of these forms with the Office of the Secretary of State, and the Legislative Committee on Administrative Rules.

All forms shall be submitted at the Office of the Secretary of State, no later than 3:30 pm on the last scheduled day of the work week.

The data provided in text areas of these forms will be used to generate a notice of rulemaking in the portal of “Proposed Rule Postings” online, and the newspapers of record if the rule is marked for publication. Publication of notices will be charged back to the promulgating agency.

**PLEASE REMOVE ANY COVERSHEET OR FORM NOT
REQUIRED WITH THE CURRENT FILING BEFORE DELIVERY!**

Certification Statement: As the adopting Authority of this rule (see 3 V.S.A. § 801 (b) (11) for a definition), I approve the contents of this filing entitled:

Rule 3: Medical Cannabis

_____, on _____
/s/James Pepper , on 5/12/2025
(signature) (date)

Printed Name and Title:

James Pepper, Chair, Cannabis Control Board

RECEIVED BY: _____

- ☐ Coversheet
- ☐ Adopting Page
- ☐ Economic Impact Analysis
- ☐ Environmental Impact Analysis
- ☐ Strategy for Maximizing Public Input
- ☐ Scientific Information Statement (if applicable)
- ☐ Incorporated by Reference Statement (if applicable)
- ☐ Clean text of the rule (Amended text without annotation)
- ☐ Annotated text (Clearly marking changes from previous rule)
- ☐ ICAR Minutes
- ☐ Copy of Comments
- ☐ Responsiveness Summary

1. TITLE OF RULE FILING:

Rule 3: Medical Cannabis

2. PROPOSED NUMBER ASSIGNED BY THE SECRETARY OF STATE

25P 004

3. ADOPTING AGENCY:

Cannabis Control Board

4. PRIMARY CONTACT PERSON:

(A PERSON WHO IS ABLE TO ANSWER QUESTIONS ABOUT THE CONTENT OF THE RULE).

Name: Gabriel M. Gilman

Agency: Cannabis Control Board

Mailing Address: 89 Main Street, 3rd Floor, Montpelier, VT
05602-2948

Telephone: 802-261-1510 Fax:

E-Mail: gabriel.gilman@vermont.gov

Web URL *(WHERE THE RULE WILL BE POSTED)*: ccb.vermont.gov/laws-
rules-and-regulations

5. SECONDARY CONTACT PERSON:

(A SPECIFIC PERSON FROM WHOM COPIES OF FILINGS MAY BE REQUESTED OR WHO MAY ANSWER QUESTIONS ABOUT FORMS SUBMITTED FOR FILING IF DIFFERENT FROM THE PRIMARY CONTACT PERSON).

Name: Patrick Crowley

Agency: Cannabis Control Board

Mailing Address: 89 Main Street, 3rd Floor, Montpelier, VT
05602-2948

Telephone: 802-636-7548 Fax:

E-Mail: patrick.crowley@vermont.gov

6. RECORDS EXEMPTION INCLUDED WITHIN RULE:

(DOES THE RULE CONTAIN ANY PROVISION DESIGNATING INFORMATION AS CONFIDENTIAL; LIMITING ITS PUBLIC RELEASE; OR OTHERWISE, EXEMPTING IT FROM INSPECTION AND COPYING?) Yes

IF YES, CITE THE STATUTORY AUTHORITY FOR THE EXEMPTION:

7 V.S.A. §952(c) and 7 V.S.A. §973(b)

PLEASE SUMMARIZE THE REASON FOR THE EXEMPTION:

The rule does not confer confidential status on any new matter, but it does reflect existing statutory confidentiality provisions recited immediately above. The first section protects patient and caregiver

privacy; the second shields operating information about dispensaries.

7. LEGAL AUTHORITY / ENABLING LEGISLATION:

(THE SPECIFIC STATUTORY OR LEGAL CITATION FROM SESSION LAW INDICATING WHO THE ADOPTING ENTITY IS AND THUS WHO THE SIGNATORY SHOULD BE. THIS SHOULD BE A SPECIFIC CITATION NOT A CHAPTER CITATION).

7 V.S.A. §§ 843(a) (creating the Cannabis Control Board; 843(b) (1) (charging the Board with rulemaking); 843(c) (1) (providing that the Board shall have a chair); 956, 974.

8. EXPLANATION OF HOW THE RULE IS WITHIN THE AUTHORITY OF THE AGENCY:

The rule regulates the use of therapeutic cannabis in Vermont, a function transferred from the Department of Public Safety to the Cannabis Control Board in accordance with Act 164 (2020) and Act 62 (2021). Proposed amendments to the existing rule respond directly and rationally to sections of Act 65 (2023) and Act 166 (2024) which amended patient exam and eligibility requirements, as well as creating a medical-use endorsement through which an adult-use retail establishment can be authorized to dispense medical cannabis to patients and caregivers.

9. THE FILING HAS CHANGED SINCE THE FILING OF THE PROPOSED RULE.

10. THE AGENCY HAS INCLUDED WITH THIS FILING A LETTER EXPLAINING IN DETAIL WHAT CHANGES WERE MADE, CITING CHAPTER AND SECTION WHERE APPLICABLE.

11. SUBSTANTIAL ARGUMENTS AND CONSIDERATIONS WERE RAISED FOR OR AGAINST THE ORIGINAL PROPOSAL.

12. THE AGENCY HAS INCLUDED COPIES OF ALL WRITTEN SUBMISSIONS AND SYNOPSES OF ORAL COMMENTS RECEIVED.

13. THE AGENCY HAS INCLUDED A LETTER EXPLAINING IN DETAIL THE REASONS FOR THE AGENCY'S DECISION TO REJECT OR ADOPT THEM.

14. CONCISE SUMMARY (150 WORDS OR LESS):

This is a comprehensive update to rules governing adult-use cannabis establishments and the medical cannabis system. Amendments to Rule 1 streamline renewal; establish siting requirements for retailers;

simplify license changes; provide for tier changes based on performance; require deposit accounts; increase flexibility to address past misconduct by applicants; and retire a cumbersome system of prequalification. Amendments to Rule 2 clarify safety standards and allowable use of the Inventory Tracking System; prohibit consignment; standardize transport manifests; disallow illusory brands; standardize warning symbols; provide for product remediation; provide for curbside transactions; implement propagation cultivator licensing; integrate hemp-derived additives; and prohibit cannabinoids in beverage alcohol. Amendments to Rule 3 provide for retailer medical endorsements and raise standards for medical products. Amendments to Rule 4 create a process for orders concerning adulterated products.

15. EXPLANATION OF WHY THE RULE IS NECESSARY:

The Board is required to adopt rules to implement its licensing and regulatory duties. 7 V.S.A. § 881. Act 166 (2024) requires that conforming amendments be made to execute the General Assembly's intent, expressed in 7 V.S.A. § 974, that the Board integrate and harmonize adult-use and medical cannabis regulatory systems.

16. EXPLANATION OF HOW THE RULE IS NOT ARBITRARY:

The rule responds rationally to recent legislation and improves regulatory consistency between medical and adult-use markets.

17. LIST OF PEOPLE, ENTERPRISES AND GOVERNMENT ENTITIES AFFECTED BY THIS RULE:

Medical patients and caregivers; licensees; medical providers; Department of Public Safety, Department of State's Attorneys & Sheriffs; Agency of Agriculture, Food & Markets; Department of Health; Department of Mental Health; Department of Labor; Division of Fire Safety; Department of Liquor & Lottery; Department of Taxes.

18. BRIEF SUMMARY OF ECONOMIC IMPACT (150 WORDS OR LESS):

This rule will have few broad economic impacts, but it may have economic benefits for medical cannabis patients by increasing competition and access. Vermont has seen predicted atrophy in the medical system, as

many registered and prospective patients found adult-use cannabis offerings more accessible and appealing and defected from the dispensary system. This rule implements legislation aimed at improving patient access, and reducing costs of access to patients, by making medical cannabis available for sale through qualified adult-use retailers. To date, medical cannabis has not been subject to the testing and tracking requirements applicable to adult-use cannabis. Cultivators and manufacturers will be impacted by the obligation to pay for product testing for pesticides and pathogens; however, enhanced confidence in medical products may favorably impact demand.

19. A HEARING WAS HELD.

20. HEARING INFORMATION

(THE FIRST HEARING SHALL BE NO SOONER THAN 30 DAYS FOLLOWING THE POSTING OF NOTICES ONLINE).

IF THIS FORM IS INSUFFICIENT TO LIST THE INFORMATION FOR EACH HEARING, PLEASE ATTACH A SEPARATE SHEET TO COMPLETE THE HEARING INFORMATION.

Date: 2/20/2025

Time: 09:00 AM

Street Address: Cannabis Control Board, 89 Main Street, 3rd Floor, Montpelier

Zip Code: 05602

URL for Virtual: ccb.vermont.gov/event/ccb-rules-hearing

Date:

Time: AM

Street Address:

Zip Code:

URL for Virtual:

Date:

Time: AM

Street Address:

Zip Code:

URL for Virtual:

Date:

Time: AM

Street Address:

Zip Code:

URL for Virtual:

21. DEADLINE FOR COMMENT (NO EARLIER THAN 7 DAYS FOLLOWING LAST HEARING):

2/28/2025

KEYWORDS (PLEASE PROVIDE AT LEAST 3 KEYWORDS OR PHRASES TO AID IN THE SEARCHABILITY OF THE RULE NOTICE ONLINE).

Cannabis

Marijuana

Dispensary

Cultivator

adult-use

Adopting Page

Instructions:

This form must accompany each filing made during the rulemaking process:

Note: To satisfy the requirement for an annotated text, an agency must submit the entire rule in annotated form with proposed and final proposed filings. Filing an annotated paragraph or page of a larger rule is not sufficient. Annotation must clearly show the changes to the rule.

When possible, the agency shall file the annotated text, using the appropriate page or pages from the Code of Vermont Rules as a basis for the annotated version. New rules need not be accompanied by an annotated text.

1. TITLE OF RULE FILING:

Rule 3: Medical Cannabis

2. ADOPTING AGENCY:

Cannabis Control Board

3. TYPE OF FILING (*PLEASE CHOOSE THE TYPE OF FILING FROM THE DROPDOWN MENU BASED ON THE DEFINITIONS PROVIDED BELOW*):

- **AMENDMENT** - Any change to an already existing rule, even if it is a complete rewrite of the rule, it is considered an amendment if the rule is replaced with other text.
- **NEW RULE** - A rule that did not previously exist even under a different name.
- **REPEAL** - The removal of a rule in its entirety, without replacing it with other text.

This filing is **AN AMENDMENT OF AN EXISTING RULE** .

4. LAST ADOPTED (*PLEASE PROVIDE THE SOS LOG#, TITLE AND EFFECTIVE DATE OF THE LAST ADOPTION FOR THE EXISTING RULE*):

#22-014; Rule 3: Medical Cannabis; last adoption effective April 19, 2022.

Economic Impact Analysis

Instructions:

In completing the economic impact analysis, an agency analyzes and evaluates the anticipated costs and benefits to be expected from adoption of the rule; estimates the costs and benefits for each category of people enterprises and government entities affected by the rule; compares alternatives to adopting the rule; and explains their analysis concluding that rulemaking is the most appropriate method of achieving the regulatory purpose. If no impacts are anticipated, please specify “No impact anticipated” in the field.

Rules affecting or regulating schools or school districts must include cost implications to local school districts and taxpayers in the impact statement, a clear statement of associated costs, and consideration of alternatives to the rule to reduce or ameliorate costs to local school districts while still achieving the objectives of the rule (see 3 V.S.A. § 832b for details).

Rules affecting small businesses (excluding impacts incidental to the purchase and payment of goods and services by the State or an agency thereof), must include ways that a business can reduce the cost or burden of compliance or an explanation of why the agency determines that such evaluation isn’t appropriate, and an evaluation of creative, innovative or flexible methods of compliance that would not significantly impair the effectiveness of the rule or increase the risk to the health, safety, or welfare of the public or those affected by the rule.

1. TITLE OF RULE FILING:

Rule 3: Medical Cannabis

2. ADOPTING AGENCY:

Cannabis Control Board

3. CATEGORY OF AFFECTED PARTIES:

LIST CATEGORIES OF PEOPLE, ENTERPRISES, AND GOVERNMENTAL ENTITIES POTENTIALLY AFFECTED BY THE ADOPTION OF THIS RULE AND THE ESTIMATED COSTS AND BENEFITS ANTICIPATED:

Legislative changes to patient examination requirements are not expected to have a significant economic impact. Cultivators and manufacturers of medical cannabis will be required to incur costs associated with pesticide and pathogen testing; however those costs may be offset by increased demand, as Patients who defected from the medical cannabis system

are motivated to return by improved product safety and accessibility.

4. IMPACT ON SCHOOLS:

INDICATE ANY IMPACT THAT THE RULE WILL HAVE ON PUBLIC EDUCATION, PUBLIC SCHOOLS, LOCAL SCHOOL DISTRICTS AND/OR TAXPAYERS CLEARLY STATING ANY ASSOCIATED COSTS:

No impact anticipated.

5. ALTERNATIVES: CONSIDERATION OF ALTERNATIVES TO THE RULE TO REDUCE OR AMELIORATE COSTS TO LOCAL SCHOOL DISTRICTS WHILE STILL ACHIEVING THE OBJECTIVE OF THE RULE.

n/a

6. IMPACT ON SMALL BUSINESSES:

INDICATE ANY IMPACT THAT THE RULE WILL HAVE ON SMALL BUSINESSES (EXCLUDING IMPACTS INCIDENTAL TO THE PURCHASE AND PAYMENT OF GOODS AND SERVICES BY THE STATE OR AN AGENCY THEREOF):

No impact anticipated.

7. SMALL BUSINESS COMPLIANCE: EXPLAIN WAYS A BUSINESS CAN REDUCE THE COST/BURDEN OF COMPLIANCE OR AN EXPLANATION OF WHY THE AGENCY DETERMINES THAT SUCH EVALUATION ISN'T APPROPRIATE.

Manufacturers and cultivators required to undertake product testing can reduce compliance costs by rationalizing lot sizes to minimize the number of tested samples required relative to output.

8. COMPARISON:

COMPARE THE IMPACT OF THE RULE WITH THE ECONOMIC IMPACT OF OTHER ALTERNATIVES TO THE RULE, INCLUDING NO RULE ON THE SUBJECT OR A RULE HAVING SEPARATE REQUIREMENTS FOR SMALL BUSINESS:

Because most cannabis establishments are small businesses, separate requirements for small business are not a consideration.

9. SUFFICIENCY: DESCRIBE HOW THE ANALYSIS WAS CONDUCTED, IDENTIFYING RELEVANT INTERNAL AND/OR EXTERNAL SOURCES OF INFORMATION USED.

This analysis is based on the Board's experience overseeing the adult-use cannabis program, which for more than two years has required the testing and tracking this rule brings to the medical cannabis system.

Environmental Impact Analysis

Instructions:

In completing the environmental impact analysis, an agency analyzes and evaluates the anticipated environmental impacts (positive or negative) to be expected from adoption of the rule; compares alternatives to adopting the rule; explains the sufficiency of the environmental impact analysis. If no impacts are anticipated, please specify “No impact anticipated” in the field.

Examples of Environmental Impacts include but are not limited to:

- Impacts on the emission of greenhouse gases
- Impacts on the discharge of pollutants to water
- Impacts on the arability of land
- Impacts on the climate
- Impacts on the flow of water
- Impacts on recreation
- Or other environmental impacts

1. TITLE OF RULE FILING:

Rule 3: Medical Cannabis

2. ADOPTING AGENCY:

Cannabis Control Board

3. GREENHOUSE GAS: *EXPLAIN HOW THE RULE IMPACTS THE EMISSION OF GREENHOUSE GASES (E.G. TRANSPORTATION OF PEOPLE OR GOODS; BUILDING INFRASTRUCTURE; LAND USE AND DEVELOPMENT, WASTE GENERATION, ETC.):*

No impact anticipated.

4. WATER: *EXPLAIN HOW THE RULE IMPACTS WATER (E.G. DISCHARGE / ELIMINATION OF POLLUTION INTO VERMONT WATERS, THE FLOW OF WATER IN THE STATE, WATER QUALITY ETC.):*

No impact anticipated.

5. LAND: *EXPLAIN HOW THE RULE IMPACTS LAND (E.G. IMPACTS ON FORESTRY, AGRICULTURE ETC.):*

No impact anticipated.

6. RECREATION: *EXPLAIN HOW THE RULE IMPACTS RECREATION IN THE STATE:*

No impact anticipated.

7. **CLIMATE:** *EXPLAIN HOW THE RULE IMPACTS THE CLIMATE IN THE STATE:*
No impact anticipated.
8. **OTHER:** *EXPLAIN HOW THE RULE IMPACT OTHER ASPECTS OF VERMONT'S ENVIRONMENT:*
No impact anticipated.
9. **SUFFICIENCY:** *DESCRIBE HOW THE ANALYSIS WAS CONDUCTED, IDENTIFYING RELEVANT INTERNAL AND/OR EXTERNAL SOURCES OF INFORMATION USED.*
Based on agency experience, this rule will not influence the expenditure of natural resources, environmental pollution, emissions, or other activity affecting the natural environment.

Public Input Maximization Plan

Instructions:

Agencies are encouraged to hold hearings as part of their strategy to maximize the involvement of the public in the development of rules. Please complete the form below by describing the agency's strategy for maximizing public input (what it did do, or will do to maximize the involvement of the public).

This form must accompany each filing made during the rulemaking process:

1. TITLE OF RULE FILING:

Rule 3: Medical Cannabis

2. ADOPTING AGENCY:

Cannabis Control Board

3. PLEASE DESCRIBE THE AGENCY'S STRATEGY TO MAXIMIZE PUBLIC INVOLVEMENT IN THE DEVELOPMENT OF THE PROPOSED RULE, LISTING THE STEPS THAT HAVE BEEN OR WILL BE TAKEN TO COMPLY WITH THAT STRATEGY:

The State cannabis industry is small and closely regulated, so licensees are easily reached by direct email notice. Board meetings provide additional opportunity to announce rulemaking and invite engagement. Meetings occur at least monthly, feature strong attendance, and are routinely summarized in contemporaneous reports in the general and industry press. In addition to complying with standard APA publication requirements, the Board will provide direct email notice to known stakeholders in government, peripheral industries, industry associations, and activist groups. Outreach will be based on known interest, without regard to each stakeholder's policy viewpoint. Direct email notice will be shared with interested general and industry media outlets.

4. BEYOND GENERAL ADVERTISEMENTS, PLEASE LIST THE PEOPLE AND ORGANIZATIONS THAT HAVE BEEN OR WILL BE INVOLVED IN THE DEVELOPMENT OF THE PROPOSED RULE:

Public Input

We expect to engage and invite feedback from cannabis consumers; licensees; the Department of Public Safety, the Department of State's Attorneys & Sheriffs; the Agency of Agriculture, Food & Markets; the Department of Health; the Department of Labor; the Division of Fire Safety; the Department of Liquor & Lottery; the Department of Taxes; public health advocacy groups; the Vermont Medical Society; the Cannabis Retail Association of Vermont, Vermont Growers Association, the Cannabis Trades Association, and other industry advocacy groups.

**STATE OF VERMONT
CANNABIS CONTROL BOARD**

RULE 3: MEDICAL CANNABIS

- 3.1 Section 1: General Provisions
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 - 3.1.2 Scope and Purpose
 - 3.1.3 Definitions
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 - 3.5.3 Dispensary Visitors
 - 3.5.4 Dispensary Security
 - 3.5.5 Quantity Limits
 - 3.5.6 Transfer or Sale to Adult Use Market Prohibited
- 3.6 Integrated Licensees
- 3.7 Medical Cannabis and Medical Cannabis Products

- 3.7.1 Testing
- 3.7.2 Registration
- 3.7.3 Packaging & Labeling
- 3.7.4 Display & Sale
- 3.7.5 Sampling Prohibited

Notwithstanding any law or rule to the contrary, samples of medical products are prohibited.

- 3.8 Deregistration of Patients or Caregivers; Enforcement; Re-registration; Conflicts
- 3.9 Patient's and Caregiver's Ongoing Duty to Disclose
- 3.10 Dispensary's Ongoing Duty to Disclose
 - 3.10.1 Disclosure Insufficient For Changes In Control
- 3.11 Confidentiality
- 3.12 Regulatory Waiver

3. Rule 3: Medical Cannabis

3.1 Section 1: General Provisions

3.1.1 Authority

The Cannabis Control Board adopts this rule pursuant to 7 V.S.A. §§ 901, 953, 954, 956, 971, 974, 975, 976, 978, and other applicable law.

3.1.2 Scope and Purpose

The Board is charged with implementing and regulating a legal market for Cannabis in Vermont. This rule regulates the Patient and Caregiver Registry, as well cannabis dispensaries.

3.1.3 Definitions

All definitions in 7 V.S.A. §§ 861 and 951 shall apply to this rule. The following definitions shall also apply:

- (a) “Board designee” means a person designated by the Board to act as its agent for the purpose of executing the Board’s responsibilities. This may be an employee of the Board, another government agency, or a contractor.
- (b) “Bona fide health care professional-patient relationship” means a treating or consulting relationship of not less than three months’ duration, in the course of which a health care professional has completed a full assessment of the registered patient's medical history and current medical condition, including a personal physical examination.
 - i. The three-month requirement shall not apply if:
 - 1. a patient has been diagnosed with a terminal illness, cancer, or acquired immune deficiency syndrome;
 - 2. a patient is currently under hospice care;
 - 3. a patient had been diagnosed with a debilitating medical condition by a health care professional in another jurisdiction in which the patient had been formerly a resident and the patient, now a resident of Vermont, has the diagnosis confirmed by a health care professional in this State or a neighboring state as provided in subdivision 7 V.S.A. § 951(5)(B), and the new health care professional has completed a full assessment of the patient's medical history and current medical condition, including a personal physical examination;
 - 4. a patient who is already on the Registry changes health care professionals three months or less prior to the annual renewal of the patient's registration, provided the patient's new health care professional has completed a full assessment of the patient's medical history and current medical condition, including a personal physical examination;

5. a patient is referred by his or her health care professional to another health care professional who has completed advanced education and clinical training in specific debilitating medical conditions, and that health care professional conducts a full assessment of the patient's medical history and current medical condition, including a personal physical examination; or
 6. a patient's debilitating medical condition is of recent or sudden onset.
- (c) "Caregiver" means a person who has been issued a Caregiver registration card by the Board, identifying the person as someone who has agreed to undertake responsibility for managing the well-being of a Patient with respect to the use of Cannabis or Cannabis Products for symptom relief.
- (d) "Inventory Tracking System" means a method implemented by the Board for tracing all Cannabis and Cannabis Products grown, manufactured, and sold in Vermont.
- (e) "Licensee" means a person who has been issued a license pursuant to Board Rule 1 or this rule.
- (f) "Medical product" means Cannabis or a Cannabis Product eligible for registration for sale to Patients and Caregivers duly registered under Rule 3 but not eligible for registration for sale in the adult-use system due to non-conformity with adult-use requirements. Registered medical product registration numbers are distinguished by an "M" prefix and packaged exclusively with plain black-and-white packaging and labeling, provided that warning symbols may be colored.
- (g) "Patient" means a resident of Vermont who has been issued a Patient registration card by the Board, identifying the person as having a qualifying medical condition pursuant to the provisions of this rule.
- (h) "Pesticide" shall have the same meaning as "economic poison" as defined in 6 V.S.A. § 911(5).
- (i) "Physical site of operations" means:
- i. a cultivator's or propagation cultivator's grow site;
 - ii. a wholesaler's product storage facility;
 - iii. a manufacturer's site of manufacture;
 - iv. a retailer's store location; or
 - v. a testing laboratory's testing facility.
- (j) "Resident of Vermont" means a person who is domiciled in Vermont.

Any time this rule references a retail Cannabis Establishment or otherwise references retail stores, such references shall include the retail portion of an integrated licensee unless the text of the rule plainly states that it does not.

3.1.4 Applicability

This rule applies to persons who seek to become Patients or Caregivers, who are Patients or Caregivers, who seek to operate a dispensary, or who operate a dispensary pursuant to 7 V.S.A. chapters 37 and 39. This rule also applies to retail cannabis establishments that pursue or obtain a medical-use endorsement pursuant to 7 V.S.A. § 907(f), as well as to cannabis manufacturers and wholesalers that process, package, buy, sell, make, or market Cannabis and Cannabis Products for medical use that are not permitted for nonmedical use.

3.1.5 Time

- (a) In computing any time period, measured in days, that is established or allowed by this rule or by order of the Board or Chair:
- i. the day of the act or event that triggers the period shall be excluded;
 - ii. every day, including intermediate Saturdays, Sundays, and legal holidays shall be counted;
 - iii. the last day of the period shall be counted, but if the last day is a Saturday, Sunday, or legal holiday, the period continues to run until the end of the next day that is not a Saturday, Sunday, or legal holiday.
- (b) A “legal holiday” means:
- i. any day declared a holiday by the President or Congress of the United States; and
 - ii. any day declared a holiday by the State of Vermont.

3.1.6 Severability

If any portion of this rule is found to be invalid, the remaining portion of the rule shall remain in force and effect.

3.2 Registration of Patients

3.2.1 Forms and Fees

Individuals applying to register as a Patient are required to submit an application in a format determined by the Board. The Board will make the application form readily accessible to the public. Applicants may have to pay a fee in accordance with a fee schedule that the Board will make readily accessible to the public.

3.2.2 Patient Application

The Patient application shall require the following information:

- (a) Name, address, phone number, email if available, and date of birth;
- (b) A valid Vermont driver’s license or non-driver identification number if the individual has such documentation. The Board will review alternative documentation demonstrating residency on a case-by-case basis for individuals without such documentation;
- (c) Name, address, phone number, email if available, and date of birth of a person the Patient is requesting serve as his or her Caregiver pursuant to section 3.3 of this rule, if applicable;
- (d) A Health Care Professional Verification Form—Initial, as provided for by section 3.2.3 of this rule, completed, signed, and dated by a health care professional in a bona fide health care professional-patient relationship with the applicant;
- (e) A recent electronic photograph; and
- (f) An attestation that all information provided in the application is truthful, provided that if an individual is under 18 the attestation must be signed by a parent or legal guardian.

3.2.3 Health Care Professional Verification Form

The Board will make Health Care Professional Verification Forms available in a format readily accessible to the public. The Health Care Professional Verification Form must contain the following:

- (a) A statement by a health care professional that the Patient has a qualifying medical condition, as defined in 7 V.S.A. § 951(8), including the specific disease or condition the Patient has;
- (b) A signed certification which provides in substantial part: “I certify that I meet the definition of a ‘health care professional’ as defined by 7 V.S.A. § 951(5), that I am a health care professional in good standing in the state of , that a ‘bona fide health care professional-patient relationship,’ as defined by CCB Rule 3.1.3(b), exists between myself and the subject patient, and that the facts that stated on the form are accurate to the best of my knowledge and belief”;
- (c) The date upon which the health care professional signed the certification, which shall be no older than 6 months prior to the submission of the application submitted pursuant to section 3.2.2 of this rule;
- (d) The health care professional's contact information, certification or license number, professional classification, and issuing state of professional certification or license; and
- (e) A release of information signed by the Patient applicant authorizing the Board to verify and confirm the accuracy of the information contained within the Health Care Professional Verification Form.

3.2.4 Patient Registration and Issuance of a Registered Patient Identification Card

- (a) The Board shall register as Patients all individuals who are residents of Vermont and who submit a complete application credibly demonstrating eligibility pursuant to section 3.2.2 of this rule.
- (b) Patients will be entitled to the privileges accorded to them in 7 V.S.A. chapter 35 and must comply with the requirements of that chapter and this rule.
- (c) The Board shall issue Patients a registered Patient identification card in a format determined by the Board.

3.2.5 Renewal of Patient Registration and Patient Identification Card

- (a) Patient registrations shall be valid for the time period set by 7 V.S.A. § 955 unless voided earlier by order of the Board.
- (b) Patients must submit a renewal form, which shall be created by the Board and readily available to the public, that:
 - i. updates any information that was provided in their original application or their previous renewal application to the extent the information has changed; and
 - ii. contains a new Health Care Professional Verification Form with a certification that is dated less than 6 months prior to the submission of the renewal application, provided that the Health Care Professional Verification Form and electronic photo will only be required every second renewal application.

- (c) Patients who do not submit renewal forms prior to the expiration of their registration must apply in accordance with section 3.2.2 of this rule.
- (d) Patients who submit renewal forms prior to the expiration of their registration but who do not get a response from the Board prior to the expiration date shall retain their prior registration until such time as the Board grants or denies their renewal.

3.3 Registration of Caregivers

3.3.1 Forms and Fees

Individuals applying to register as a Caregiver are required to submit an application in a format determined by the Board. The Board will make the application form readily accessible to the public. Applicants may have to pay a fee in accordance with a fee schedule that the Board will make readily accessible to the public.

3.3.2 Caregiver Application

The Caregiver application shall require the following information:

- (a) Name, address, phone number, email if available, and date of birth;
- (b) Name, address, phone number, email if available, and date of birth of a Patient whom the Caregiver will serve;
- (c) A valid Vermont driver's license or non-driver identification number if the individual has such documentation. The Board will review alternative documentation demonstrating residency on a case-by-case basis for individuals without such documentation;
- (d) any authorization or disclosure deemed necessary by the Board for the purpose of conducting a background check;
- (e) A recent electronic photograph of the individual;
- (f) An attestation that all information provided in the application is truthful.

3.3.3 Criminal History Records

To become registered Caregivers, individuals must be deemed qualified in accordance with the standards regarding criminal history records in section 1.11 of Board Rule 1, provided that if a spouse, domestic partner (as defined in 17 V.S.A. §2414(e)(1)), child, legal guardian, parent, sibling, grandparent, or grandchild of a Patient seeks to be their Caregiver the Board may, at its discretion, temporarily register the Caregiver pending the completion of criminal history check.

3.3.4 Caregiver Registration and Issuance of a Registered Caregiver Identification Card

- (a) The Board shall register as a Caregiver an individual who meets the following requirements:
 - i. Is a resident of Vermont;
 - ii. Is 21 years of age or older;

- iii. Submits a complete and truthful application pursuant to section 3.3.2 of this rule; and
 - iv. Meets the criminal history record qualification standards to the extent required by section 3.3.3 of this rule.
- (b) Caregivers will be entitled to the privileges accorded to them in 7 V.S.A. chapter 35 of the Vermont Statutes and must comply with the requirements of that chapter and this rule.
- (c) The Board shall issue Caregivers a registered Caregiver identification card in a format determined by the Board.

3.3.5 Renewal of Caregiver Registration and Caregiver Identification Card

- (a) Caregiver registrations shall be valid for the time period set by 7 V.S.A. § 955 unless voided earlier by Board order.
- (b) Caregivers must submit a renewal form, which shall be created by the Board and readily available to the public, that:
- i. updates any information that was provided in their original application or their previous renewal application to the extent the information has changed; and
 - ii. provides for an updated background check.
- (b) Caregivers who do not submit renewal forms prior to the expiration of their registration must apply in accordance with section 3.3.2 of this rule.
- (c) Caregivers who submit renewal forms prior to the expiration of their registration but who do not get a response from the Board prior to the expiration date shall retain their prior registration until such time as the Board grants or denies their renewal.
- (d)

3.4 Licensing of Dispensaries

3.4.1 Forms and Fees

A person or persons applying for a dispensary license are required to submit an application in a format determined by the Board. The Board will make the application form readily accessible to the public. Applicants may have to pay a fee in accordance with a fee schedule that the Board will make readily accessible to the public.

3.4.2 General Licensing Requirements

- (a) The license application and renewal provisions of Board Rule 1 shall apply to any person or persons seeking to obtain or renew a license to operate a dispensary, subject to applicable provisions in section 3.4.3 of this rule.
- (b) Sections 1.4 through 1.9 of Board Rule 1 are each applicable to a dispensary application or renewal, except as provided by subsection 3.4.3(d) of this rule.
- (c) Dispensary licenses are valid for one year from the date of issue.

When applying Rule 1 to a person or persons applying to operate a dispensary:

- (d) “Cannabis Establishment” shall mean a dispensary;

- (e) “Applicant” shall mean a dispensary applicant;
- (f) “Licensee” shall mean a person or persons who have been licensed to operate a dispensary;
- (g) Fees will be understood to reference those required by 7 V.S.A. chapter 37; and
- (h) Where Board Rule 1 requires compliance with applicable statutes, such references shall be understood to mean compliance with 7 V.S.A. chapter 37.

3.4.3 Departures from Board Rule 1 for Dispensary Licensing

- (a) Dispensary applicants must submit plans satisfactory to the Board to ensure Patient privacy and confidentiality.
- (b) In addition to complying with all employee training required pursuant to Rule 1, employees who interact with Patients shall complete all additional trainings required by the Board regarding patient confidentiality, the Inventory Tracking System, record-keeping, and the probable effects of the Cannabis and Cannabis Products available for Patient purchase.
- (c) Dispensary applicants must submit plans satisfactory to the Board to provide educational materials to Patients and, if applicable, their Caregivers.

3.4.4 Dispensary Identification Cards

Owners, principals, and employees of dispensaries will be issued Cannabis Establishment identification cards in accordance with Board Rule 1.16. Maintenance and renewals of the cards will also occur in accordance with Board Rule 1.16. This will constitute compliance with 7 V.S.A. § 976. For the purposes of this rule, a dispensary cardholder will mean an employee, owner, or principal of a dispensary who has a current and valid Cannabis Establishment identification card.

3.5 Regulation of Dispensaries

3.5.1 General Regulatory Requirements

- (a) Dispensaries may do everything permitted in 7 V.S.A. §§ 971 and 973 and must abide by the regulations of 7 V.S.A. chapter 37.
- (b) Except where Board Rule 2 conflicts with 7 V.S.A. §§ 971 and 973 or the provisions of this section 3.5, dispensaries shall be regulated in accordance with Board Rule 2.
- (c) In accordance with 7 V.S.A. chapter 37, product restrictions in Board Rule 2 and 7 V.S.A. chapter 33 are not applicable to dispensaries.
- (d) Each activity in a dispensary’s operation, including but not limited to cultivation, manufacturing, and retail sales, will be regulated in accordance with the relevant section of Board Rule 2, subject to the exceptions in this section 3.5.

When applying Board Rule 2 to dispensary operations:

- (e) “Cannabis Establishment” shall mean a dispensary;
- (f) “Licensee” shall mean a person or persons who have been licensed to operate a

- dispensary; and
- (g) Where Board Rule 2 requires compliance with applicable statutes, such references shall be understood to mean compliance with 7 V.S.A. chapter 37.

3.5.2 Transportation and Delivery

The provisions governing transportation of Cannabis and Cannabis Products contained in Board Rule 2 do not apply to dispensaries. The following rules govern transportation and delivery for dispensaries:

A registered dispensary electing to deliver to registered Patients 21 years of age or older and Caregivers, or to transfer to another dispensary or a testing laboratory, shall:

- (a) Transport Cannabis and Cannabis Products in a secure locked container.
- (b) Only permit registered cannabis identification card holders in the vehicle.
- (c) Deliver only to a Patient's or Caregiver's physical address transmitted to the dispensary from the Board.
- (d) Ensure that dispensary personnel other than the personnel performing delivery services have knowledge of the delivery schedule.
- (e) Depart with only the amount of Cannabis or Cannabis Product scheduled for delivery;
- (f) Schedule deliveries to occur only during established operating hours.
- (g) Verify the identity of each registered Patient or Caregiver at the time of his or her initial delivery and prior to dispensing Cannabis. Cannabis or Cannabis Product shall be transferred directly into the physical possession of the registered Patient or Caregiver.
- (h) Prior to dispensing Cannabis or Cannabis Product to the registered Patient or Caregiver who scheduled a delivery, verify his or her registry identification card is valid.
- (i) Ensure delivery vehicles are discreet and do not display advertising, cannabis-related insignia, or features indicative of dispensary operations.
- (j) Ensure that all dispensary cardholders performing deliveries have a mode of communication for contacting emergency services personnel.
- (k) Develop and implement policies and procedures to ensure employee safety and to provide security sufficient to prevent loss of inventory, theft, and diversion for the dispensing, delivery, and storage of Cannabis or Cannabis Product.
- (l) Require all dispensary cardholders to physically possess their registry identification cards when performing delivery services.
- (m) Retain documentation containing the following information for each delivery:
 - i. Registered Patient name and registry identification number. If a registered Caregiver accepts a delivery on behalf of his or her registered Patient the documentation shall additionally include the registered Caregiver's name and registry identification number;
 - ii. Name(s) and registry identification number(s) of the dispensary cardholder(s) performing delivery;
 - iii. Date and time of delivery; and
 - iv. Strain, form, and amount of Cannabis or Cannabis Product delivered. Amount of Cannabis or Cannabis Product shall be in ounce or gram units of weight.
- (n) Generate a trip ticket for the transfer or transport of Cannabis or Cannabis Product between registered dispensary locations or to a registered Patient or Caregiver. A trip

ticket will be provided to a registered Patient or his or her Caregiver and shall include the registered dispensary's name, product type, strain, weight in ounce or gram units, form, and time and date of transaction. A trip ticket when cannabis is transported by a registered dispensary to another registered dispensary or testing laboratory shall contain the originating and receiving dispensary or testing laboratory name and physical address, the weight and form of Cannabis and Cannabis Product, and relinquishing time and date.

3.5.3 Dispensary Visitors

The provisions governing visitors to Cannabis Establishments contained in Board Rule 2 do not apply to dispensaries. The following rules govern visitors to dispensaries, but not visitors to the cultivation area of a dispensary:

- (a) Patients, Caregivers, and holders of cannabis establishment identification cards shall always have their identification cards on-site while at a registered dispensary.
- (b) Dispensaries must make accommodation for Patient privacy upon request, including allowing Patients to purchase Cannabis or Cannabis Products inside the dispensary without compromising Patient privacy.
- (c) A record shall be maintained of all individuals who purchase Cannabis or Cannabis Products from the dispensary, provided that when an integrated licensee operates a dispensary location that also serves as an adult use retail location, records related to adult use consumers shall not violate the provisions of Rule 2.8.3. The record shall contain first and last legal name of all individuals, time, date, and registry identification number.
- (d) A licensed dispensary shall limit access to Patients and Caregivers, except for the situations listed in this subsection (d). In these situations, the record shall contain entity affiliation and purpose of entry and may omit a registry identification number:
 - i. A contractor or vendor, or the owner of the property on which a dispensary is located, who is performing services related to the operation of a dispensary and who needs access to the registered dispensary may be allowed access for a limited time under the direct accompaniment of a registered dispensary cardholder.
 - ii. A government employee who, in the performance of his or her job duties requires access to the registered dispensary shall be allowed access for a limited time under the direct accompaniment of a registered dispensary cardholder.
 - iii. Emergency services personnel, such as firefighters, police officers or other officials, who in the performance of their life safety duties require access to the registered dispensary in an emergency life safety or protection situation may enter a registered dispensary without escort in order to perform his or her job.
 - iv. A health care professional as defined by 7 V.S.A. § 951(5) may be allowed access under the direct accompaniment of a dispensary cardholder.
 - v. An interpreter for a Patient or Caregiver may be allowed access if they are accompanying the Patient or Caregiver for whom they are translating.

The following rules govern visitors to the cultivation or processing area of a dispensary:

- (e) Only dispensary cardholders may access a licensed dispensary cultivation or processing location, except in one (or more) of the circumstances set out in subsection 3.5.3(d) of this section.

- (f) Licensed dispensaries conducting dispensing appointments in the same facility as cultivation and/or processing shall secure the cultivation and/or processing area(s) from the dispensing area of the facility with a lock or other security device in addition to all other security measures required by these rules.

3.5.4 Dispensary Security

- (a) The provisions governing security at Cannabis Establishments contained in Board Rule 2 apply to dispensaries.
- (b) Each activity that a dispensary engages in, including but not limited to cultivation, manufacturing, production, and sales, must abide by the relevant security requirements contained in Board Rule 2.

3.5.5 Quantity Limits

- (a) In a single transaction, dispensaries may provide no more Cannabis than a patient is permitted to possess in accordance with any limit set by 7 V.S.A. § 952, no more than the equivalent in Cannabis Products, or no more than the permitted limit in a combination of Cannabis and the equivalent in Cannabis Product.
- (b) Non-edible, non-psychoactive Cannabis Products including ointments, lotions, balms, and other non-transdermal topical products are exempt from the two-ounce quantity limit on sales.
- (c) Equivalencies referenced in subsection (a) of this section 3.5.5 shall be provided by guidelines promulgated by the Board and readily accessible to the public.

3.5.6 Transfer or Sale to Adult Use Market Prohibited

Dispensaries and the dispensary operations of integrated licensees may not sell or transfer Cannabis or Cannabis Product to any person or licensee participating in the adult use market, except that the dispensary operations of integrated licensees may make such transfers to the extent permitted by Rule 2.10.5.

3.6 Integrated Licensees

- (a) If an integrated licensee is operating a dispensary, any portion of the licensee's operations that are servicing both the adult use market and the dispensary will be required to follow all relevant regulations in Board Rule 2, with the following exceptions:
 - i. At a retail operation both medical regulations and adult use regulations will apply in accordance with Rule 2.10 and this rule; and
 - ii. In accordance with 7 V.S.A. §§ 971 and 973, integrated licensees that also operate a dispensary may produce and sell Cannabis and Cannabis Product in accordance with those statutes and this rule only to the extent required to serve Patients as part of the licensee's dispensary operation.
- (b) Integrated licensees with dispensary retail operations shall make accommodation for Patient privacy at a retail establishment upon request, including allowing Patients to purchase Cannabis or Cannabis Products inside the retail establishment without

compromising Patient privacy.

3.7 Medical Cannabis and Medical Cannabis Products

3.7.1 Testing

Medical products for sale at a dispensary or a retail cannabis establishment with a medical use endorsement must have been tested in accordance with Board Rule 2 and related guidance by the CCB or a licensed third-party laboratory.

3.7.2 Registration

Medical products for sale at a dispensary or a retail cannabis establishment with a medical use endorsement must be registered under Rule 2.2.21 in like manner to adult-use Cannabis and Cannabis Products. Medical registrations shall be distinguished with an “M” prefix.

3.7.3 Packaging & Labeling

Medical products must conform to requirements applicable to adult-use products; provided, however, that departures may be specifically authorized in Board guidance as necessary to facilitate safe and convenient access by Patients. For example, certain plastic packaging and arthritis-friendly caps, though prohibited for adult-use products, may be authorized for medical products. Packaging and labeling of medical products must be black-and-white in color and must comply with other distinguishing characteristics set out in Board guidance.

3.7.4 Display & Sale

A retail cannabis establishment with a medical endorsement must store medical products behind the counter and display medical products only under cover. Patient eligibility to purchase medical products shall be verified at the point of sale, prior to sale, by comparing an acceptable form of identification to the purchaser’s valid patient or caregiver identification card.

3.7.5 Sampling Prohibited

Notwithstanding any law or rule to the contrary, samples of medical products are prohibited.

3.8 Deregistration of Patients or Caregivers; Enforcement; Re-registration; Conflicts

- (a) A health care professional who signed the certification on a Health Care Professional Verification Form may withdraw their certification at any time by submitting to the Board a signed statement to that effect. This shall have the effect of canceling a Patient’s registration. A Patient who has been deregistered in this manner may submit an application to the Board pursuant to section 3.2.2 of this rule at any time, provided that the Patient must submit a new and timely Health Care Professional Verification Form.

- (b) A Patient who stops using the services of a Caregiver may submit a notice to that effect to the Board. If a Caregiver is no longer serving any Patient due to such a cessation of services or due to a Patient's death, the Caregiver's registration shall expire 90 days after the cessation or death.
- (c) A Patient, Caregiver, or dispensary identification card holder may be the subject of enforcement proceedings pursuant to Board Rule 4, in like manner to a cannabis establishment or cannabis establishment identification card holder. It shall be a Category I violation for any such licensee to seek, obtain, use, provide, share, or employ a credential under this Rule 3 for any purpose other than the lawful provision of medical cannabis to a duly qualified Patient, including supplying cannabis and cannabis products to a person other than a Patient.
- (d) If the Board finds reason to suspect the integrity of the Health Care Professional Verification Form upon which a Patient has been registered, the Board may order that such Patient re-register upon verification of an independent Health Care Professional.
- (e) The Board may refuse to recognize verifications from a Health Care Professional who has furnished false, inaccurate, or misleading information; who is affiliated with an organization that offers verifications as its exclusive or dominant form of health care service; or who has a pecuniary interest in the regulated cannabis marketplace, including having received income, subsidy, incentive, gifts, or inducements from one or more participants in the regulated cannabis marketplace; or who otherwise reasonably appears to have a conflict of interest relevant to verification.

3.9 Patient's and Caregiver's Ongoing Duty to Disclose

Patients and Caregivers have an ongoing duty to fully and transparently update the information submitted with their registration application or their last renewal form if they have renewed their registration.

3.10 Dispensary's Ongoing Duty to Disclose

A dispensary has an ongoing duty to fully and transparently update the information submitted with their licensing application or their last renewal form if they have renewed their license.

3.10.1 Disclosure Insufficient For Changes In Control

If a dispensary seeks to alter the interest holders that control it, mere disclosure is insufficient to meet its obligations under this rule. It must seek a license renewal prior to any change in control, as required by Rule 1.17.

3.11 Confidentiality

The Board will abide by the confidentiality requirements of 7 V.S.A. §§ 901a, 952(c), and 7 V.S.A. § 973(b).

3.12 Regulatory Waiver

The Board, in accordance with the purposes and intent of 7 V.S.A. chapters 35 and 37 and this rule, may waive a regulatory requirement regarding the operations of a dispensary or the Patient and Caregiver Registry to the extent such waiver does not conflict with any other state law, if in the Board's determination, such a waiver:

- (a) is necessary to achieve the purpose of Vermont law; and
- (b) does not create a danger to the public health, safety, or welfare.

PROPOSED

**STATE OF VERMONT
CANNABIS CONTROL BOARD**

RULE 3: MEDICAL CANNABIS

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3. Rule 3: Medical Cannabis

3.1 Section 1: General Provisions

3.1.1 Authority

The Cannabis Control Board adopts this rule pursuant to 7 V.S.A. §§ 901, 953, 954, 956, 971, 974, 975, 976, 978, and other applicable law.

3.1.2 Scope and Purpose

The Board is charged with implementing and regulating a legal market for Cannabis in Vermont. This rule regulates the Patient and Caregiver Registry, as well cannabis dispensaries.

3.1.3 Definitions

All definitions in 7 V.S.A. §§ 861 and 951 shall apply to this rule. The following definitions shall also apply:

- (a) “Board designee” means a person designated by the Board to act as its agent for the purpose of executing the Board’s responsibilities. This may be an employee of the Board, another government agency, or a contractor.
- (b) “Bona fide health care professional-patient relationship” means a treating or consulting relationship of not less than three months’ duration, in the course of which a health care professional has completed a full assessment of the registered patient’s medical history and current medical condition, including a personal physical examination.
 - i. The three-month requirement shall not apply if:
 - 1. a patient has been diagnosed with a terminal illness, cancer, or acquired immune deficiency syndrome;
 - 2. a patient is currently under hospice care;
 - 3. a patient had been diagnosed with a debilitating medical condition by a health care professional in another jurisdiction in which the patient had been formerly a resident and the patient, now a resident of Vermont, has the diagnosis confirmed by a health care professional in this State or a neighboring state as provided in subdivision 7 V.S.A. § 951(5)(B), and the new health care professional has completed a full assessment of the patient’s medical history and current medical condition, including a personal physical examination;
 - 4. a patient who is already on the Registry changes health care professionals three months or less prior to the annual renewal of the patient’s registration, provided the patient’s new health care professional has completed a full assessment of the patient’s medical history and current medical condition, including a personal physical examination;

5. a patient is referred by his or her health care professional to another health care professional who has completed advanced education and clinical training in specific debilitating medical conditions, and that health care professional conducts a full assessment of the patient's medical history and current medical condition, including a personal physical examination; or
6. a patient's debilitating medical condition is of recent or sudden onset.

- ~~(a)~~
(b)(c) “Caregiver” means a ~~resident of Vermont~~ person who has been issued a Caregiver registration card by the Board, identifying the person as someone who has agreed to undertake responsibility for managing the well-being of a Patient with respect to the use of Cannabis or Cannabis Products for symptom relief.
- ~~(e)~~(d) “Inventory Tracking System” means a method implemented by the Board for tracing all Cannabis and Cannabis Products grown, manufactured, and sold in Vermont.
- (e) “Licensee” means a person who has been issued a license pursuant to Board Rule 1 or this rule. ~~A licensee does not include a person who has been issued a provisional license.~~
- ~~(d)~~(f) “Medical product” means Cannabis or a Cannabis Product eligible for registration for sale to Patients and Caregivers duly registered under Rule 3 but not eligible for registration for sale in the adult-use system due to non-conformity with adult-use requirements. Registered medical product registration numbers are distinguished by an “M” prefix and packaged exclusively with plain black-and-white packaging and labeling, provided that warning symbols may be colored.
- ~~(e)~~(g) “Patient” means a resident of Vermont who has been issued a Patient registration card by the Board, identifying the person as having a qualifying medical condition pursuant to the provisions of this rule.
- ~~(f)~~(h) “Pesticide” shall have the same meaning as “economic poison” as defined in 6 V.S.A. § 911(5).
- ~~(g)~~(i) “Physical site of operations” means:
- i. a cultivator’s ~~s or propagation cultivator’s~~ grow site;
 - ii. a wholesaler’s product storage facility;
 - iii. a manufacturer’s site of manufacture;
 - iv. a retailer’s store location; or
 - v. a testing laboratory’s testing facility.
- ~~(h)~~(j) “Resident of Vermont” means a person who is domiciled in Vermont.

Any time this rule references a retail Cannabis Establishment or otherwise references retail stores, such references shall include the retail portion of an integrated licensee unless the text of the rule plainly states that it does not.

3.1.4 Applicability

This rule applies to persons who seek to become Patients or Caregivers, who are Patients or Caregivers, who seek to operate a dispensary, or who operate a dispensary pursuant to 7 V.S.A. chapters 37 and 39. This rule also applies to retail cannabis establishments that pursue or obtain a medical-use endorsement pursuant to 7 V.S.A. § 907(f), as well as to cannabis manufacturers and wholesalers that process, package, buy, sell, make, or market Cannabis and Cannabis Products for medical use that are not permitted for nonmedical use.

3.1.5 Time

- (a) In computing any time period, measured in days, that is established or allowed by this rule or by order of the Board or Chair:
- i. the day of the act or event that triggers the period shall be excluded;
 - ii. every day, including intermediate Saturdays, Sundays, and legal holidays shall be counted;
 - iii. the last day of the period shall be counted, but if the last day is a Saturday, Sunday, or legal holiday, the period continues to run until the end of the next day that is not a Saturday, Sunday, or legal holiday.
- (b) A “legal holiday” means:
- i. any day declared a holiday by the President or Congress of the United States; and
 - ii. any day declared a holiday by the State of Vermont.

3.1.6 Severability

If any portion of this rule is found to be invalid, the remaining portion of the rule shall remain in force and effect.

3.2 Registration of Patients

3.2.1 Forms and Fees

Individuals applying to register as a Patient are required to submit an application in a format determined by the Board. The Board will make the application form readily accessible to the public. Applicants may have to pay a fee in accordance with a fee schedule that the Board will make readily accessible to the public.

3.2.2 Patient Application

The Patient application shall require the following information:

- (a) Name, address, phone number, email if available, and date of birth;
- (b) A valid Vermont driver’s license or non-driver identification number if the individual has such documentation. The Board will review alternative documentation demonstrating residency on a case-by-case basis for individuals without such documentation;
- (c) Name, address, phone number, email if available, and date of birth of a person the Patient is requesting serve as his or her Caregiver pursuant to section 3.3 of this rule, if applicable;
- (d) A Health Care Professional Verification Form—Initial, as provided for by section 3.2.3 of this rule, completed, signed, and dated by a health care professional in a bona fide health care professional-patient relationship with the applicant; ÷
- (e) A recent electronic photograph; and
- (f) An attestation that all information provided in the application is truthful, provided that if an individual is under 18 the attestation must be signed by a parent or legal guardian.

3.2.3 Health Care Professional Verification Form

The Board will make Health Care Professional Verification Forms available in a format readily accessible to the public. The Health Care Professional Verification Form must contain the following:

- (a) A statement by a health care professional that the Patient has a qualifying medical condition, as defined in 7 V.S.A. § 951(8), including the specific disease or condition ~~which~~ the Patient has;
- (b) A signed certification which provides in substantial part: “I certify that I meet the definition of a “health care professional” as defined by 7 V.S.A. § 951(5), that I am a health care professional in good standing in the state of that a ‘bona fide health care professional-patient relationship,’ as defined by CCB Rule 3.1.3(b), exists between myself and the subject patient, and that the facts that I stated on the form are accurate to the best of my knowledge and belief”;
- (c) The date upon which the health care professional signed the certification, which shall be no older than 6 months prior to the submission of the application submitted pursuant to section 3.2.2 of this rule;
- ~~(d)~~ The health care professional's contact information, certification or license number, professional classification, and issuing state of professional certification or license;
- ~~(e)(d)~~ A statement by the Patient that the Patient is undergoing psychotherapy or counseling to the extent required by 7 V.S.A. § 951(8)(B); and
- ~~(f)(e)~~ A release of information signed by the Patient applicant authorizing the Board to verify and confirm the accuracy of the information contained within the Health Care Professional Verification Form.

3.2.4 Patient Registration and Issuance of a Registered Patient Identification Card

- (a) The Board shall register as Patients all individuals who are residents of Vermont and who submit a complete ~~and truthful~~ application credibly demonstrating eligibility pursuant to section 3.2.2 of this rule.
- (b) Patients will be entitled to the privileges accorded to them in 7 V.S.A. chapter 35 and must comply with the requirements of that chapter and this rule.
- (c) The Board shall issue Patients a registered Patient identification card in a format determined by the Board.

3.2.5 Renewal of Patient Registration and Patient Identification Card

- (a) Patient registrations shall be valid for the time period set by 7 V.S.A. § 955 unless voided earlier by order of the Board.
- (b) Patients must submit a renewal form, which shall be created by the Board and readily available to the public, that:
 - i. updates any information that was provided in their original application or their previous renewal application to the extent the information has changed; and
 - ii. contains a new Health Care Professional Verification Form with a certification that is dated less than 6 months prior to the submission of the renewal application,

provided that the Health Care Professional Verification Form and electronic photo will only be required every second renewal application.

- (c) Patients who do not submit renewal forms prior to the expiration of their registration must apply in accordance with section 3.2.2 of this rule.
- (d) Patients who submit renewal forms prior to the expiration of their registration but who do not get a response from the Board prior to the expiration date shall retain their prior registration until such time as the Board grants or denies their renewal.

~~3.2.6 Patient Renewals for Registrations Pursuant to 18 V.S.A. chapter 86~~

- ~~(a) On the date that this rule takes effect, individuals who have valid Patient registrations pursuant to the rules set forth by the Department of Public Safety under 18 V.S.A. Chapter 86 shall be deemed to have valid Patient registrations under this rule until such time as those registrations would have expired under the Department of Public Safety's rules.~~
- ~~(b) Such Patients may renew their registrations by submitting a renewal form to the Board pursuant to section 3.2.5 of this rule, provided that the information they will be required to update will be limited to the information requested in section 3.2.2 of this rule.~~

3.3 Registration of Caregivers

3.3.1 Forms and Fees

Individuals applying to register as a Caregiver are required to submit an application in a format determined by the Board. The Board will make the application form readily accessible to the public. Applicants may have to pay a fee in accordance with a fee schedule that the Board will make readily accessible to the public.

3.3.2 Caregiver Application

The Caregiver application shall require the following information:

- (a) Name, address, phone number, email if available, and date of birth;
- (b) Name, address, phone number, email if available, and date of birth of a Patient whom the Caregiver will serve;
- (c) A valid Vermont driver's license or non-driver identification number if the individual has such documentation. The Board will review alternative documentation demonstrating residency on a case-by-case basis for individuals without such documentation;
- (d) any authorization or disclosure deemed necessary by the Board for the purpose of conducting a background check;
- (e) A recent electronic photograph of the individual;
- (f) An attestation that all information provided in the application is truthful.

3.3.3 Criminal History Records

To become registered Caregivers, individuals must be deemed qualified in accordance with the standards regarding criminal history records in section 1.11 of Board Rule 1, provided that if a spouse, domestic partner (as defined in 17 V.S.A. §2414(e)(1)), child, legal guardian, parent, sibling, grandparent, or grandchild of a Patient seeks to be their Caregiver the Board may, at its discretion, temporarily register the Caregiver pending the completion of criminal history check.

3.3.4 Caregiver Registration and Issuance of a Registered Caregiver Identification Card

- (a) The Board shall register as a Caregiver an individual who meets the following requirements:
 - i. Is a resident of Vermont;
 - ii. Is 21 years of age or older;
 - iii. Submits a complete and truthful application pursuant to section 3.3.2 of this rule; and
 - iv. Meets the criminal history record qualification standards to the extent required by section 3.3.3 of this rule.
- (b) Caregivers will be entitled to the privileges accorded to them in 7 V.S.A. chapter 35 of the Vermont Statutes and must comply with the requirements of that chapter and this rule.
- (c) The Board shall issue Caregivers a registered Caregiver identification card in a format determined by the Board.

3.3.5 Renewal of Caregiver Registration and Caregiver Identification Card

- (a) Caregiver registrations shall be valid for the time period set by 7 V.S.A. § 955 unless voided earlier by Board order.
- (b) Caregivers must submit a renewal form, which shall be created by the Board and readily available to the public, that:
 - i. updates any information that was provided in their original application or their previous renewal application to the extent the information has changed; and
 - ii. provides for an updated background check.
- (b) Caregivers who do not submit renewal forms prior to the expiration of their registration must apply in accordance with section 3.3.2 of this rule.
- ~~(c) Caregivers who submit renewal forms prior to the expiration of their registration but who do not get a response from the Board prior to the expiration date shall retain their prior registration until such time as the Board grants or denies their renewal.~~

(c)

~~3.3.6 Caregiver Renewals for Registrations Pursuant to 18 V.S.A. chapter 86~~

- ~~(a) On the date that this rule takes effect, individuals who have valid Caregiver registrations pursuant to the rules set forth by the Department of Public Safety under 18 V.S.A. Chapter 86 shall be deemed to have valid Caregiver registrations under this rule until such time as those registrations would have expired under the Department of Public Safety's rules.~~
- ~~(b) Such Caregivers may renew their registrations by submitting a renewal form to~~

~~the Board pursuant to section 3.3.5 of this rule, provided that the information they will be required to update will be limited to the information requested in section 3.3.2 of this rule.~~

~~(d)~~

3.4 Licensing of Dispensaries

3.4.1 Forms and Fees

A person or persons applying for a dispensary license are required to submit an application in a format determined by the Board. The Board will make the application form readily accessible to the public. Applicants may have to pay a fee in accordance with a fee schedule that the Board will make readily accessible to the public.

3.4.2 General Licensing Requirements

~~(a)~~ The license application and renewal provisions of Board Rule 1 shall apply to any person or persons seeking to obtain or renew a license to operate a dispensary, subject to applicable provisions in section 3.4.3 of this rule.

~~(a)~~

~~(b)~~ Sections 1.4 through 1.9 of Board Rule 1 are each applicable to a dispensary application or renewal, except as provided by subsection 3.4.3(d) of this rule.

~~(b)~~

(c) Dispensary licenses are valid for one year from the date of issue.

When applying Rule 1 to a person or persons applying to operate a dispensary:

(d) “Cannabis Establishment” shall mean a dispensary;

(e) “Applicant” shall mean a dispensary applicant;

(f) “Licensee” shall mean a person or persons who have been licensed to operate a dispensary;

(g) Fees will be understood to reference those required by 7 V.S.A. chapter 37; and

(h) Where Board Rule 1 requires compliance with applicable statutes, such references shall be understood to mean compliance with 7 V.S.A. chapter 37.

3.4.3 Departures from Board Rule 1 for Dispensary Licensing

(a) Dispensary applicants must submit plans satisfactory to the Board to ensure Patient privacy and confidentiality.

~~(b) In addition to complying with all employee training required pursuant to Rule 1, employees who interact with Patients shall complete all additional trainings required by the Board regarding patient confidentiality, the Inventory Tracking System, record-keeping, and the probable effects of the Cannabis and Cannabis Products available for Patient purchase.~~

~~(b) Dispensary applicants Dispensary applicants must submit plans to educate their employees who interact with Patients about the probable effects of the Cannabis and Cannabis Products available for Patient purchase.~~

~~(c) Dispensary applicants~~ must submit plans satisfactory to the Board to provide educational

materials to Patients and, if applicable, their Caregivers.

(e)

~~(d) A dispensary applicant may declare on their application that their dispensary operation will not perform one or more of the activities permitted in 7 V.S.A. § 973(a)(1) or (2). To the extent that such a declaration would mean that the dispensary would not be performing the functions of one or more of the license types listed in sections 1.5 through 1.9 of Board Rule 1, the dispensary applicant need not fulfill the application requirements of the relevant section(s), provided that:~~

- ~~i. The Board shall retain discretion to determine whether application requirements must be fulfilled; and~~
- ~~ii. A dispensary applicant that makes such a declaration will not be permitted to perform the activity they declared they would not perform. If they wish to expand their operation to do so subsequent to gaining a license, they may do so only in accordance with a procedure to be set by the Board.~~

~~3.4.4 Dispensary Renewals for Licenses Granted Pursuant to 18 V.S.A. chapter 86~~

~~(a) On the date that this rule takes effect, dispensaries licensed pursuant to the rules set forth by the Department of Public Safety under 18 V.S.A. Chapter 86 shall be deemed to have valid dispensary licenses under this rule until such time as those licenses would have expired under the Department of Public Safety's rules, or until such time as a dispensary obtains an integrated license pursuant to Board Rule 1, whichever comes first.~~

~~(b) Dispensaries licensed pursuant to the rules set forth by the Department of Public Safety under 18 V.S.A. Chapter 86 that do not obtain an integrated license may renew their dispensary licenses by submitting a renewal in a form to be determined by the Board. This initial renewal under the Board's authority will be no more burdensome than necessary for the Board to ensure compliance with 7 V.S.A. chapter 37 and ensure the Board has the information required by Rule 1.4. After the initial renewal under this rule, the standard renewal rules under section 3.4.2 of this rule will apply.~~

3.4.53.4.4 Dispensary Identification Cards

Owners, principals, and employees of dispensaries will be issued Cannabis Establishment identification cards in accordance with Board Rule 1.16. Maintenance and renewals of the cards will also occur in accordance with Board Rule 1.16. This will constitute compliance with 7 V.S.A. § 976. For the purposes of this rule, a dispensary cardholder will mean an employee, owner, or principal of a dispensary who has a current and valid Cannabis Establishment identification card.

3.5 Regulation of Dispensaries

3.5.1 General Regulatory Requirements

(a) Dispensaries may do everything permitted in 7 V.S.A. §§ 971 and 973 and must abide by the regulations of 7 V.S.A. chapter 37.

(b) Except where Board Rule 2 conflicts with 7 V.S.A. §§ 971 and 973 or the provisions of

- this section 3.5, dispensaries shall be regulated in accordance with Board Rule 2.
- (c) In accordance with 7 V.S.A. chapter 37, product restrictions in Board Rule 2 and 7 V.S.A. chapter 33 are not applicable to dispensaries.
 - (d) Each activity in a dispensary's operation, including but not limited to cultivation, manufacturing, and retail sales, will be regulated in accordance with the relevant section of Board Rule 2, subject to the exceptions in this section 3.5.

When applying Board Rule 2 to dispensary operations:

- (e) "Cannabis Establishment" shall mean a dispensary;
- (f) "Licensee" shall mean a person or persons who have been licensed to operate a dispensary; and
- (g) Where Board Rule 2 requires compliance with applicable statutes, such references shall be understood to mean compliance with 7 V.S.A. chapter 37.

3.5.2 Transportation and Delivery

The provisions governing transportation of Cannabis and Cannabis Products contained in Board Rule 2 do not apply to dispensaries. The following rules govern transportation and delivery for dispensaries:

A registered dispensary electing to deliver to registered Patients 21 years of age or older and Caregivers, or to transfer to another dispensary or a testing laboratory, shall:

- (a) Transport Cannabis and Cannabis Products in a secure locked container.
- (b) Only permit registered cannabis identification card holders in the vehicle.
- (c) Deliver only to a Patient's or Caregiver's physical address transmitted to the dispensary from the Board.
- (d) Ensure that dispensary personnel other than the personnel performing delivery services have knowledge of the delivery schedule.
- (e) Depart with only the amount of Cannabis or Cannabis Product scheduled for delivery;
- (f) Schedule deliveries to occur only during established operating hours.
- (g) Verify the identity of each registered Patient or Caregiver at the time of his or her initial delivery and prior to dispensing Cannabis. Cannabis or Cannabis Product shall be transferred directly into the physical possession of the registered Patient or Caregiver.
- (h) Prior to dispensing Cannabis or Cannabis Product to the registered Patient or Caregiver who scheduled a delivery, verify his or her registry identification card is valid.
- (i) Ensure delivery vehicles are discreet and do not display advertising, cannabis-related insignia, or features indicative of dispensary operations.
- (j) Ensure that all dispensary cardholders performing deliveries have a mode of communication for contacting emergency services personnel.
- (k) Develop and implement policies and procedures to ensure employee safety and to provide security sufficient to prevent loss of inventory, theft, and diversion for the dispensing, delivery, and storage of Cannabis or Cannabis Product.
- (l) Require all dispensary cardholders to physically possess their registry identification cards when performing delivery services.
- (m) Retain documentation containing the following information for each delivery:

- i. Registered Patient name and registry identification number. If a registered Caregiver accepts a delivery on behalf of his or her registered Patient the documentation shall additionally include the registered Caregiver's name and registry identification number;
 - ii. Name(s) and registry identification number(s) of the dispensary cardholder(s) performing delivery;
 - iii. Date and time of delivery; and
 - iv. Strain, form, and amount of Cannabis or Cannabis Product delivered. Amount of Cannabis or Cannabis Product shall be in ounce or gram units of weight.
- (n) Generate a trip ticket for the transfer or transport of Cannabis or Cannabis Product between registered dispensary locations or to a registered Patient or Caregiver. A trip ticket will be provided to a registered Patient or his or her Caregiver and shall include the registered dispensary's name, product type, strain, weight in ounce or gram units, form, and time and date of transaction. A trip ticket when cannabis is transported by a registered dispensary to another registered dispensary or testing laboratory shall contain the originating and receiving dispensary or testing laboratory name and physical address, the weight and form of Cannabis and Cannabis Product, and relinquishing time and date.

3.5.3 Dispensary Visitors

The provisions governing visitors to Cannabis Establishments contained in Board Rule 2 do not apply to dispensaries. The following rules govern visitors to dispensaries, but not visitors to the cultivation area of a dispensary:

- (a) Patients, Caregivers, and holders of cannabis establishment identification cards shall always have their identification cards on-site while at a registered dispensary.
- (b) Dispensaries must make accommodation for Patient privacy upon request, including allowing Patients to purchase Cannabis or Cannabis Products inside the dispensary without compromising Patient privacy.
- (c) A record shall be maintained of all individuals who purchase Cannabis or Cannabis Products from the dispensary, provided that when an integrated licensee operates a dispensary location that also serves as an adult use retail location, records related to adult use consumers shall not violate the provisions of Rule 2.8.3. The record shall contain first and last legal name of all individuals, time, date, and registry identification number.
- (d) A licensed dispensary shall limit access to Patients and Caregivers, except for the situations listed in this subsection (d). In these situations, the record shall contain entity affiliation and purpose of entry and may omit a registry identification number:
 - i. A contractor or vendor, or the owner of the property on which a dispensary is located, who is performing services related to the operation of a dispensary and who needs access to the registered dispensary may be allowed access for a limited time under the direct accompaniment of a registered dispensary cardholder.
 - ii. A government employee who, in the performance of his or her job duties requires access to the registered dispensary shall be allowed access for a limited time under the direct accompaniment of a registered dispensary cardholder.
 - iii. Emergency services personnel, such as firefighters, police officers or other officials, who in the performance of their life safety duties require access to the registered dispensary in an emergency life safety or protection situation may enter

a registered dispensary without escort in order to perform his or her job.

iv. A health care professional as defined by 7 V.S.A. § 951(5) may be allowed access under the direct accompaniment of a dispensary cardholder.

~~iv.~~v. An interpreter for a Patient or Caregiver may be allowed access if they are accompanying the Patient or Caregiver for whom they are translating.

The following rules govern visitors to the cultivation or processing area of a dispensary:

- (e) Only dispensary cardholders may access a licensed dispensary cultivation or processing location, except in one (or more) of the circumstances set out in subsection 3.5.3(d) of this section.
- (f) Licensed dispensaries conducting dispensing appointments in the same facility as cultivation and/or processing shall secure the cultivation and/or processing area(s) from the dispensing area of the facility with a lock or other security device in addition to all other security measures required by these rules.

3.5.4 Dispensary Security

- (a) The provisions governing security at Cannabis Establishments contained in Board Rule 2 apply to dispensaries.
- (b) Each activity that a dispensary engages in, including but not limited to cultivation, manufacturing, production, and sales, must abide by the relevant security requirements contained in Board Rule 2.

3.5.5 Quantity Limits

- (a) In a single transaction, dispensaries may provide no more Cannabis than a patient is permitted to possess in accordance with any limit set by 7 V.S.A. § 952, no more than the equivalent in Cannabis Products, or no more than the permitted limit in a combination of Cannabis and the equivalent in Cannabis Product.
- (b) Non-edible, non-psychoactive Cannabis Products including ointments, lotions, balms, and other non-transdermal topical products are exempt from the two-ounce quantity limit on sales.
- (c) Equivalencies referenced in subsection (a) of this section 3.5.5 shall be provided by guidelines promulgated by the Board and readily accessible to the public.

3.5.6 Transfer or Sale to Adult Use Market Prohibited

Dispensaries and the dispensary operations of integrated licensees may not sell or transfer Cannabis or Cannabis Product to any person or licensee participating in the adult use market, except that the dispensary operations of integrated licensees may make such transfers to the extent permitted by Rule 2.10.5.

3.6 Integrated Licensees

- (a) If an integrated licensee is operating a dispensary, any portion of the licensee's operations that are servicing both the adult use market and the dispensary will be required to follow all relevant regulations in Board Rule 2, with the following exceptions:
 - i. At a retail operation both medical regulations and adult use regulations will apply in accordance with Rule 2.10 and this rule; and
 - ii. In accordance with 7 V.S.A. §§ 971 and 973, integrated licensees that also operate a dispensary may produce and sell Cannabis and Cannabis Product in accordance with those statutes and this rule only to the extent required to serve Patients as part of the licensee's dispensary operation.
- (b) Integrated licensees with dispensary retail operations shall make accommodation for Patient privacy at a retail establishment upon request, including allowing Patients to purchase Cannabis or Cannabis Products inside the retail establishment without compromising Patient privacy.

3.7 Medical Cannabis and Medical Cannabis Products

3.7.1 Testing

Medical products for sale at a dispensary or a retail cannabis establishment with a medical use endorsement must have been tested in accordance with Board Rule 2 and related guidance by the CCB or a licensed third-party laboratory.

3.7.2 Registration

Medical products for sale at a dispensary or a retail cannabis establishment with a medical use endorsement must be registered under Rule 2.2.21 in like manner to adult-use Cannabis and Cannabis Products. Medical registrations shall be distinguished with an "M" prefix.

3.7.3 Packaging & Labeling

Medical products must conform to requirements applicable to adult-use products; provided, however, that departures may be specifically authorized in Board guidance as necessary to facilitate safe and convenient access by Patients. For example, certain plastic packaging and arthritis-friendly caps, though prohibited for adult-use products, may be authorized for medical products. Packaging and labeling of medical products must be black-and-white in color and must comply with other distinguishing characteristics set out in Board guidance.

3.7.4 Display & Sale

A retail cannabis establishment with a medical endorsement must store medical products behind the counter and display medical products only under cover. Patient eligibility to purchase medical products shall be verified at the point of sale, prior to sale, by comparing an acceptable form of identification to the purchaser's valid patient or caregiver identification card.

3.7.5 Sampling Prohibited

Notwithstanding any law or rule to the contrary, samples of medical products are prohibited.

3.73.8 Deregistration of Patients or Caregivers; Enforcement; Re-registration; Conflicts

- (a) A health care professional who signed the certification on a Health Care Professional Verification Form may withdraw their certification at any time by submitting to the Board a signed statement to that effect. This shall have the effect of canceling a Patient's registration. A Patient who has been deregistered in this manner may submit an application to the Board pursuant to section 3.2.2 of this rule at any time, provided that the Patient must submit a new and timely Health Care Professional Verification Form.
- (b) A Patient who stops using the services of a Caregiver may submit a notice to that effect to the Board. If a Caregiver is no longer serving any Patient due to such a cessation of services or due to a Patient's death, the Caregiver's registration shall expire 90 days after the cessation or death.
- (c) A Patient, Caregiver, or dispensary identification card holder may be the subject of enforcement proceedings pursuant to Board Rule 4, in like manner to a cannabis establishment or cannabis establishment identification card holder. It shall be a Category I violation for any such licensee to seek, obtain, use, provide, share, or employ a credential under this Rule 3 for any purpose other than the lawful provision of medical cannabis to a duly qualified Patient, including supplying cannabis and cannabis products to a person other than a Patient.
- (d) If the Board finds reason to suspect the integrity of the Health Care Professional Verification Form upon which a Patient has been registered, the Board may order that such Patient re-register upon verification of an independent Health Care Professional.
- (e) The Board may refuse to recognize verifications from a Health Care Professional who has furnished false, inaccurate, or misleading information; who is affiliated with an organization that offers verifications as its exclusive or dominant form of health care service; or who has a pecuniary interest in the regulated cannabis marketplace, including having received income, subsidy, incentive, gifts, or inducements from one or more participants in the regulated cannabis marketplace; or who otherwise reasonably appears to have a conflict of interest relevant to verification.

(b)

3.83.9 Patient's and Caregiver's Ongoing Duty to Disclose

Patients and Caregivers have an ongoing duty to fully and transparently update the information submitted with their registration application or their last renewal form if they have renewed their registration.

3.93.10 Dispensary's Ongoing Duty to Disclose

A dispensary has an ongoing duty to fully and transparently update the information submitted with their licensing application or their last renewal form if they have renewed their license.

3.9.13.10.1 Disclosure Insufficient For Changes In Control

If a dispensary seeks to alter the interest holders that control it, mere disclosure is insufficient to meet its obligations under this rule. It must seek a license renewal prior to any change in control, as required by Rule 1.17.

3.103.11 Confidentiality

The Board will abide by the confidentiality requirements of 7 V.S.A. §§ 901a, 952(c), and 7 V.S.A. § 973(b).

3.113.12 Regulatory Waiver

The Board, in accordance with the purposes and intent of 7 V.S.A. chapters 35 and 37 and this rule, may waive a regulatory requirement regarding the operations of a dispensary or the Patient and Caregiver Registry to the extent such waiver does not conflict with any other state law, if in the Board's determination, such a waiver:

- (a) is necessary to achieve the purpose of Vermont law; and
- (b) does not create a danger to the public health, safety, or welfare.



INTERAGENCY COMMITTEE ON ADMINISTRATIVE RULES (ICAR) MINUTES

Meeting Date/Location: December 9, 2024, virtually via Microsoft Teams

Members Present: Chair Sean Brown, Jennifer Mojo, Michael Obuchowski, Natalie Weill, Diane Sherman and Nicole Dubuque

Members Absent: John Kessler, Jared Adler

Minutes By: Anna Reinold

- 2:00 p.m. meeting called to order, welcome and introductions.
- Review and approval of [minutes](#) from the November 15, 2024 meeting.
- No additions/deletions to agenda. Agenda approved as drafted.
- No public comments made.
- Presentation of Proposed Rules on pages 2-5 to follow.
 1. Licensing of Cannabis Establishments, Cannabis Control Board, page 2
 2. Regulation of Cannabis Establishments, Cannabis Control Board, page 3
 3. Medical Cannabis, Cannabis Control Board, page 4
 4. Compliance and Enforcement, Cannabis Control Board, page 5
- Next scheduled meeting is Monday, January 13, 2025 at 2:00 p.m.
- 2:54 p.m. meeting adjourned.

1) **Proposed Rule:** Licensing of Cannabis Establishments, Cannabis Control Board

Presented By: Gabriel Gilman

Motion made to accept the rule by Sean Brown, seconded by Nicole Dubuque, and passed unanimously with the following recommendations:

1. Proposed Filing - Coversheet:
 - a. #8: Correct the spelling of 'prequalification'.
 - b. #11 and #12: Edit these sections to be more concise and consistent with the amount of information in the Economic Impact Analysis.
 - c. #12: Replace 'irrational' with 'potentially unfair' or 'unfavorable'.
2. Economic Impact Analysis:
 - a. #3: Edit to be consistent with the Coversheet and convey all details of the Economic Impact Analysis.
 - b. #6: Consult the Department of Financial Regulation (DFR) to inquire of any banking and insurance issues, concerns or advice.
 - c. #7: Correct this section to include information that was cutoff in submission.
 - d. #8: Shorten the second sentence and consider changing 'license types' to 'category of license'.
3. Environmental Impact Analysis:
 - a. #8: Consider a response similar to the one used here in the Compliance and Enforcement Rule.
4. Public Input Maximization Plan
 - a. #3: Consider providing direct email notice the industry press and general press as appropriate.
 - b. #4: Note that DFR has been consulted/engaged (after following direction on #2a above).
5. Page 61:
 - a. 1.7.1 Medical Use Endorsement: Add language directing applicants to your website to find specified board guidance.

2) **Proposed Rule:** Regulation of Cannabis Establishments, Cannabis Control Board

Presented By: Gabriel Gilman

Motion made to accept the rule by Sean Brown, seconded by Jennifer Mojo, and passed unanimously with the following recommendations:

1. Proposed Filing - Coversheet:
 - a. #8: Correct the spelling of 'obligations' and 'cannabinoids'.
 - b. #11 and #12: Edit these sections to be more concise and consistent with the amount of information in the Economic Impact Analysis.
2. Economic Impact Analysis:
 - a. #3: Edit to be consistent with the Coversheet and convey all details of the Economic Impact Analysis.
 - b. #6: Consult DFR on banking and insurance aspects.
 - c. #8: Shorten the second sentence and consider changing 'license types' to 'category of license'.

3) **Proposed Rule:** Medical Cannabis, Cannabis Control Board

Presented By: Gabriel Gilman

Motion made to accept the rule by Sean Brown, seconded by Nicole Dubuque, and passed unanimously with the following recommendations:

1. Proposed Filing - Coversheet:
 - a. #5: Correct spelling of 'confidentiality'.
 - b. #5: The beginning of the second sentence needs to be corrected.
 - c. #8: Correct the spelling of 'eligibility' and 'accommodate'.
 - d. #9: Consult with the Department of Mental Health (DMH) and designated agencies to ensure review of this proposed rule.
 - e. #11 and #12: Edit these sections to be more concise and consistent with the amount of information in the Economic Impact Analysis.
2. Economic Impact Analysis:
 - a. #3: Edit to be consistent with the Coversheet and convey all details of the Economic Impact Analysis.
3. Environmental Impact Analysis:
 - a. #9: Need a response.
4. Public Input Maximization Plan
 - a. #3: Consider providing direct email notice the industry press and general press as appropriate.
5. Page 13:
 - a. Section 1: General Provisions: 3.1.3: Remove the letter 'k' from the end of the word 'definitions'.

4) **Proposed Rule:** Compliance and Enforcement, Cannabis Control Board

Presented By: Gabriel Gilman

Motion made to accept the rule by Sean Brown, seconded by Diane Sherman, and passed unanimously with the following recommendations:

1. Proposed Filing - Coversheet:
 - a. #8: Consider consulting the Attorney General Office (AGO) Consumer Protection Division for interrelationship with 'unfair and deceptive acts and practices in commerce' in Title 9 VSA Consumer Fraud laws as well as in AGO Rules adopted thereunder.
 - b. #11 and #12: Edit these sections to be more concise and consistent with the amount of information in the Economic Impact Analysis.
2. Economic Impact Analysis:
 - a. #3: Edit to be consistent with the Coversheet and convey all details of the Economic Impact Analysis.
 - b. #8: Consider AGO processes related to compliance and enforcement of consumer fraud and protection rules and laws on "unfair and deceptive acts or practices in commerce."
3. Public Input Maximization Plan
 - a. #3: Consider providing direct email notice the industry press and general press as appropriate.
 - b. #4: Include AGO on consumer protection aspects.

The Vermont Statutes Online

The Statutes below include the actions of the 2024 session of the General Assembly.

NOTE: The Vermont Statutes Online is an unofficial copy of the Vermont Statutes Annotated that is provided as a convenience.

Title 7 : Alcoholic Beverages, Cannabis, and Tobacco

Chapter 031 : Cannabis

Subchapter 002 : CANNABIS CONTROL BOARD

(Cite as: **7 V.S.A. § 843**)

§ 843. Cannabis Control Board; duties; members

(a) Creation. There is created within the Executive Branch an independent commission named the Cannabis Control Board for the purpose of safely, equitably, and effectively implementing and administering the laws enabling access to adult-use cannabis in Vermont.

(b) Duties. The duties of the Board shall be:

(1) rulemaking in accordance with this chapter, chapters 33-37 of this title, and 3 V.S.A. chapter 25;

(2) administration of a program for licensed cannabis establishments, which shall include compliance and enforcement;

(3) administration of the Medical Cannabis Registry on and after March 1, 2022;

(4) administration of a program for licensed medical cannabis dispensaries, which shall include compliance and enforcement, on and after March 1, 2022; and

(5) submission of an annual budget to the Governor.

(c) Membership.

(1) The Board shall be composed of a chair and two members appointed by the Governor in accordance with sections 841 and 842 of this title.

(2) All Board members shall serve for a term of three years or until a successor is appointed and shall be eligible for reappointment, provided that no member may serve more than three terms.

(3) A vacancy created before the expiration of a term shall be filled in the same manner as the original appointment for the unexpired portion of the term. A member appointed to fill a vacancy created before the expiration of a term shall not be deemed to have served a term for the purpose of subdivision (2) of this subsection.

(4) A member may be removed only for cause by the remaining members of the Commission in accordance with the Vermont Administrative Procedure Act. The Board shall adopt rules pursuant to 3 V.S.A. chapter 25 to define the basis and process for removal.

(d) Conflicts of interest.

(1) No Board member shall, during his or her term or terms on the Board, be an officer of, director of, organizer of, employee of, consultant to, or attorney for any person subject to regulation by the Board.

(2) No Board member shall participate in creating or applying any law, rule, or policy or in making any other determination if the Board member, individually or as a fiduciary, or the Board member's spouse, parent, or child wherever residing or any other member of the Board member's family residing in his or her household has an economic interest in the matter before the Board or has any more than a de minimus interest that could be substantially affected by the proceeding.

(3) No Board member shall, during his or her term or terms on the Board, solicit, engage in negotiations for, or otherwise discuss future employment or a future business relationship of any kind with any person subject to supervision or regulation by the Board.

(4) No Board member may appear before the Board or any other State agency on behalf of a person subject to supervision or regulation by the Board for a period of one year following his or her last day as a member of the Cannabis Control Board.

(e) Salaries. The Chair and all members of the Board shall be full-time State employees and shall be exempt from the State classified system. The Chair shall receive compensation equal to two-thirds that of a Superior Court judge, and other members shall receive compensation equal to one-half that of a Superior Court judge.

(f) Executive Director. The Board shall appoint an Executive Director who shall have prior experience in legislative or regulatory matters. The Director shall be a full-time State employee, shall be exempt from the State classified system, and shall serve at the pleasure of the Board. The Director shall be responsible for:

(1) supervising and administering the operation and implementation of this chapter and chapters 35 and 37 of this title and the rules adopted by the Board as directed by the Board;

(2) assisting the Board in its duties and administering the licensing requirements of this chapter and chapters 35 and 37 of this title;

(3) acting as Secretary to the Board, but as a nonvoting member of the Board;

(4) employing such staff as may be required to carry out the functions of the Board; and

(5) preparing an annual budget for submission to the Board.

(g) Consultant. The Board is authorized to hire a consultant as needed to assist with its duties under this section.

(h) [Repealed.] (Added 2019, No. 164 (Adj. Sess.), §§ 2, 6e(3), eff. Oct. 7, 2020; amended 2021, No. 62, § 2, eff. June 7, 2021; 2023, No. 65, § 1, eff. June 14, 2023; 2023, No. 87 (Adj. Sess.), § 100, eff. March 13, 2024.)

(802) 828-2863

MEMORANDUM

OFFICE OF THE SECRETARY OF STATE

Primary Contact: Gabriel M. Gilman, Cannabis Control Board 89 Main Street, 3rd Floor, Montpelier, VT 05602-2948 Tel: 802-261-1510 E-Mail: gabriel.gilman@vermont.gov

Secondary Contact: Patrick Crowley, Cannabis Control Board 89 Main Street, 3rd Floor, Montpelier, VT 05602-2948 Tel: 802-636-7548 E-mail: patrick.crowley@vermont.gov.

URL: <https://ccb.vermont.gov/laws-rules-and-regulations>

From: APA Coordinator, VSARA

RE: Rule 1: Licensing of Cannabis Establishments.

Date 05/20/2025

We received Proposed Rule on 01/10/2025
Final Proposed Rule on 05/20/2025
Adopted Rule on

We have assigned the following rule number(s):

Proposed Rule Number: 25P002

Adopted Rule Number:

(Final Proposals are not assigned a new number; they retain the Proposed Rule Number.)

The following problems were taken care of by phone/should be taken care of immediately:

We cannot accept this filing until the following problems are taken care of:

The ad for this proposed rule appeared/will appear in newspapers of record on 01/23/2025 & / / .

This rule takes effect on

Adoption Deadline: 09/10/2025

Please note: Agency requests a combined notice for 25P002, 25P003, 25P004 and 25P005

If you have any questions, please call me at 828-2863. OR

E-Mail me at: sos.statutoryfilings@vermont.gov

cc: Emery Mattheis

(802) 828-2863

MEMORANDUM

OFFICE OF THE SECRETARY OF STATE

Primary Contact: Gabriel M. Gilman, Cannabis Control Board 89 Main Street, 3rd Floor, Montpelier, VT 05602-2948 Tel: 802-261-1510 E-Mail: gabriel.gilman@vermont.gov

Secondary Contact: Patrick Crowley, Cannabis Control Board 89 Main Street, 3rd Floor, Montpelier, VT 05602-2948 Tel: 802-636-7548 E-mail: patrick.crowley@vermont.gov.

URL: <https://ccb.vermont.gov/laws-rules-and-regulations>

From: APA Coordinator, VSARA

RE: Rule 2: Regulation of Cannabis Establishments.

Date 05/21/2025

We received Proposed Rule on 01/10/2025
Final Proposed Rule on 05/20/2025
Adopted Rule on

We have assigned the following rule number(s):

Proposed Rule Number: 25P003

Adopted Rule Number:

(Final Proposals are not assigned a new number; they retain the Proposed Rule Number.)

The following problems were taken care of by phone/should be taken care of immediately: Final Proposed filing did not include a signature or date, the agency was notified that the filing was not accepted. The agency resubmitted the filing with the appropriate signature no further action required.

We cannot accept this filing until the following problems are taken care of:

The notice for this proposed rule appeared/will appear online on: 1/15/2025 and in the newspapers of record on 1/23/2025.

This rule takes effect on

Adoption Deadline: 09/10/2025

Please note: Agency requests a combined notice for 25P002, 25P003, 25P004 and 25P005

If you have any questions, please call me at 828-2863. OR

E-Mail me at: sos.statutoryfilings@vermont.gov

cc: Emery Mattheis

(802) 828-2863

MEMORANDUM

OFFICE OF THE SECRETARY OF STATE

Primary Contact: Gabriel M. Gilman, Cannabis Control Board 89 Main Street, 3rd Floor, Montpelier, VT 05602-2948 Tel: 802-261-1510 E-Mail: gabriel.gilman@vermont.gov

Secondary Contact: Patrick Crowley, Cannabis Control Board 89 Main Street, 3rd Floor, Montpelier, VT 05602-2948 Tel: 802-636-7548 E-mail: patrick.crowley@vermont.gov.

URL: <https://ccb.vermont.gov/laws-rules-and-regulations>

From: APA Coordinator, VSARA

RE: Rule 3: Medical Cannabis.

Date 05/20/2025

We received Proposed Rule on 01/10/2025
Final Proposed Rule on 05/20/2025
Adopted Rule on

We have assigned the following rule number(s):

Proposed Rule Number: 25P004

Adopted Rule Number:

(Final Proposals are not assigned a new number; they retain the Proposed Rule Number.)

The following problems were taken care of by phone/should be taken care of immediately:

We cannot accept this filing until the following problems are taken care of:

The ad for this proposed rule appeared/will appear in newspapers of record on 01/23/2025 & / / .

This rule takes effect on

Adoption Deadline: 09/10/2025

Please note: Agency requests a combined notice for 25P002, 25P003, 25P004 and 25P005

If you have any questions, please call me at 828-2863. OR

E-Mail me at: sos.statutoryfilings@vermont.gov

cc: Emery Mattheis

(802) 828-2863

MEMORANDUM

OFFICE OF THE SECRETARY OF STATE

Primary Contact: Gabriel M. Gilman, Cannabis Control Board 89 Main Street, 3rd Floor, Montpelier, VT 05602-2948 Tel: 802-261-1510 E-Mail: gabriel.gilman@vermont.gov

Secondary Contact: Patrick Crowley, Cannabis Control Board 89 Main Street, 3rd Floor, Montpelier, VT 05602-2948 Tel: 802-636-7548 E-mail: patrick.crowley@vermont.gov.

URL: <https://ccb.vermont.gov/laws-rules-and-regulations>

From: APA Coordinator, VSARA

RE: Rule 4: Compliance and Enforcement

Date 05/20/2025

We received Proposed Rule on 01/10/2025
Final Proposed Rule on 05/20/2025
Adopted Rule on

We have assigned the following rule number(s):

Proposed Rule Number: 25P005

Adopted Rule Number:

(Final Proposals are not assigned a new number; they retain the Proposed Rule Number.)

The following problems were taken care of by phone/should be taken care of immediately:

We cannot accept this filing until the following problems are taken care of:

The ad for this proposed rule appeared/will appear in newspapers of record on 01/23/2025 & / / .

This rule takes effect on

Adoption Deadline: 09/10/2025

Please note: Agency requests a combined notice for 25P002, 25P003, 25P004 and 25P005

If you have any questions, please call me at 828-2863. OR
E-Mail me at: sos.statutoryfilings@vermont.gov

cc: Emery Mattheis

OFFICE OF THE SECRETARY OF STATE
VERMONT STATE ARCHIVES & RECORDS ADMINISTRATION (VSARA)
(802) 828-2863

TO:	Seven Days Legals (legals@sevendaysvt.com)	Tel: (802) 865-1020 x110.
	The Caledonian Record Julie Poutré (adv@caledonian-record.com)	Tel: 748-8121 FAX: 748-1613
	Times Argus / Rutland Herald Classified Ads (classified.ads@rutlandherald.com)	Tel: 802-747-6121 ext 2238 FAX: 802-776-5600
	The Valley News (advertising@vnews.com)	Tel: 603-298-8711 FAX: 603-298-0212
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	The Bennington Banner / Brattleboro Reformer Lylah Wright (lwright@reformer.com)	Tel: 254-2311 ext. 132 FAX: 447-2028 Attn: Lylah Wright
	The Chronicle (ads@bartonchronicle.com)	Tel: 525-3531 FAX: 525-3200
	Herald of Randolph (ads@ourherald.com)	Tel: 728-3232 FAX: 728-9275 Attn: Brandi Comette
	Newport Daily Express (jlafoe@newportvermontdailyexpress.com)	Tel: 334-6568 FAX: 334-6891 Attn: Jon Lafoe
	News & Citizen (mike@stowereporter.com)	Tel: 888-2212 FAX: 888-2173
	St. Albans Messenger Legals (legals@samessenger.com ; cfoley@orourkemediagroup.com)	Tel: 524-9771 ext. 117 FAX: 527-1948 Attn: Legals
	The Islander (islander@vermontislander.com)	Tel: 802-372-5600 FAX: 802-372-3025
	Vermont Lawyer (hunter.press.vermont@gmail.com)	Attn: Will Hunter

FROM: APA Coordinator, VSARA

Date of Fax: May 20, 2025

RE: The "Proposed State Rules " ad copy to run on

January 23, 2025

PAGES INCLUDING THIS COVER MEMO:

3

***NOTE* 8-pt font in body. 12-pt font max. for headings - single space body. Please include dashed lines where they appear in ad copy. Otherwise minimize the use of white space. Exceptions require written approval.**

If you have questions, or if the printing schedule of your paper is disrupted by holiday etc. please contact VSARA at 802-828-3700, or E-Mail sos.statutoryfilings@vermont.gov, Thanks.

PROPOSED STATE RULES

By law, public notice of proposed rules must be given by publication in newspapers of record. The purpose of these notices is to give the public a chance to respond to the proposals. The public notices for administrative rules are now also available online at <https://secure.vermont.gov/SOS/rules/>. The law requires an agency to hold a public hearing on a proposed rule, if requested to do so in writing by 25 persons or an association having at least 25 members.

To make special arrangements for individuals with disabilities or special needs please call or write the contact person listed below as soon as possible.

To obtain further information concerning any scheduled hearing(s), obtain copies of proposed rule(s) or submit comments regarding proposed rule(s), please call or write the contact person listed below. You may also submit comments in writing to the Legislative Committee on Administrative Rules, State House, Montpelier, Vermont 05602 (802-828-2231).

Administrative Rules of the Board of Pharmacy.

Vermont Proposed Rule: 25P001

AGENCY: Board of Pharmacy, Office of Professional Regulation

CONCISE SUMMARY: This update reflects changes in pharmacy's legal and practice landscape since 2015 by regulating, among other things: - new types of pharmacy entity, such as virtual distributors and manufacturers, 503B outsourcers, and third-party logistics providers; - the prescribing of opioids; - devices containing prescription drugs; - naloxone dispensing; and - changes to prescriptions for schedule II controlled substances. The rule also reflects statutory changes to pharmacy professionals' scopes of practice, including immunizations, and simplifies the licensing of pharmacy technicians into a single credential instead of the current two-tiered system. The rule creates standards for workplace conditions pharmacy staffing necessary to protect the public. The rule streamlines and narrows the legal duties of Pharmacy Managers, clarifying that licensed pharmacies are themselves responsible for compliance with the Rules.

FOR FURTHER INFORMATION, CONTACT: Emily Tredeau, Office of Professional Regulation 89 Main Street, 3rd Floor, Montpelier, VT 05602-3402 Tel: 802-828-1505 Email: emily.b.tredeau@vermont.gov URL: <https://sos.vermont.gov/pharmacy/statutes-rules-resources/>.

FOR COPIES: Carrie Phillips, Office of Professional Regulation 89 Main Street, 3rd Floor, Montpelier, VT 05602-3402 Tel: 802-828-1505 Email: carrie.phillips@vermont.gov.

Note: The four rules below are being promulgated by the Cannabis Control Board who has requested the notices be combined to facilitate a savings for the board. Please note the title and number of the rule(s) you are interested in when contacting the board.

- Rule 1: Licensing of Cannabis Establishments.
Vermont Proposed Rule: **25P002**
- Rule 2: Regulation of Cannabis Establishments.
Vermont Proposed Rule: **25P003**

- Rule 3: Medical Cannabis.
Vermont Proposed Rule: **25P004**
- Rule 4: Compliance and Enforcement
Vermont Proposed Rule: **25P005**

AGENCY: Cannabis Control Board.

CONCISE SUMMARY: This is a comprehensive update to rules governing adult-use cannabis establishments and the medical cannabis system. Amendments to Rule 1 streamline renewal; establish siting requirements for retailers; simplify license changes; provide for tier changes based on performance; require deposit accounts; increase flexibility to address past misconduct by applicants; and retire a cumbersome system of prequalification. Amendments to Rule 2 clarify safety standards and allowable use of the Inventory Tracking System; prohibit consignment; standardize transport manifests; disallow illusory brands; standardize warning symbols; provide for product remediation; provide for curbside transactions; implement propagation cultivator licensing; integrate hemp-derived additives; and prohibit cannabinoids in beverage alcohol. Amendments to Rule 3 provide for retailer medical endorsements and raise standards for medical products. Amendments to Rule 4 create a process for orders concerning adulterated products.

FOR FURTHER INFORMATION, CONTACT: Gabriel M. Gilman, Cannabis Control Board 89 Main Street, 3rd Floor, Montpelier, VT 05602-2948 Tel: 802-261-1510 E-Mail: gabriel.gilman@vermont.gov URL: <https://ccb.vermont.gov/laws-rules-and-regulations>.

FOR COPIES: Patrick Crowley, Cannabis Control Board 89 Main Street, 3rd Floor, Montpelier, VT 05602-2948 Tel: 802-636-7548 E-mail: patrick.crowley@vermont.gov. -----



Proposed Rules Postings

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Deadline For Public Comment

Deadline: Feb 28, 2025

The deadline for public comment has expired. Contact the agency or primary contact person listed below for assistance.

Rule Details

Rule Number:	25P004
Title:	Rule 3: Medical Cannabis.
Type:	Standard
Status:	Final Proposed
Agency:	Vermont Cannabis Control Board
Legal Authority:	7 V.S.A. §§ 843(a); 843(b)(1); 843(c)(1); 956; and 974. This is a comprehensive update to rules governing adult-use cannabis establishments and the medical cannabis system. Amendments to Rule 1 streamline renewal; establish siting requirements for retailers; simplify license changes; provide for tier changes based on performance; require deposit accounts; increase flexibility to address past misconduct by applicants; and retire a cumbersome system of prequalification. Amendments to Rule 2 clarify safety standards and allowable use of the Inventory Tracking System; prohibit consignment; standardize transport manifests; disallow illusory brands; standardize warning symbols; provide for product remediation; provide for curbside transactions; implement propagation cultivator licensing; integrate hemp-derived additives; and prohibit cannabinoids in beverage alcohol. Amendments to Rule 3 provide for retailer medical endorsements and raise standards for medical products. Amendments to Rule 4 create a process for orders concerning adulterated products.
Summary:	
Persons Affected:	Medical patients and caregivers; licensees; medical providers; Department of Public Safety, Department of State's Attorneys & Sheriffs; Agency of Agriculture, Food & Markets; Department of Health; Department of Mental Health; Department of Labor; Division

Economic Impact:

of Fire Safety; Department of Liquor & Lottery; Department of Taxes. This rule will have few broad economic impacts, but it may have economic benefits for medical cannabis patients by increasing competition and access. Vermont has seen predicted atrophy in the medical system, as many registered and prospective patients found adult-use cannabis offerings more accessible and appealing and defected from the dispensary system. This rule implements legislation aimed at improving patient access, and reducing costs of access to patients, by making medical cannabis available for sale through qualified adult-use retailers. To date, medical cannabis has not been subject to the testing and tracking requirements applicable to adult-use cannabis. Cultivators and manufacturers will be impacted by the obligation to pay for product testing for pesticides and pathogens; however, enhanced confidence in medical products may favorably impact demand.

Posting date:

Jan 15,2025

Hearing Information

Information for Hearing # 1

Hearing date:

02-20-2025 09:00 AM

[ADD TO YOUR CALENDAR](#)

Location:

Cannabis Control Board Conference Room

Address:

89 Main Street, 3rd Floor

City:

Montpelier

State:

VT

Zip:

05620-2948

Hearing Notes:

Also virtually via MS Teams at <https://www.microsoft.com/en-us/microsoft-teams/join-a-meeting> Meeting ID: 219 147 510# Dial in by phone +1 802-828-7667,,219147510 Phone conference ID: 219 147 510#; or by visiting ccb.vermont.gov/event/ccb-rules-hearing.

Information for Hearing # 2

Hearing date:

02-20-2025 09:00 AM

[ADD TO YOUR CALENDAR](#)

Location:

Virtually via MS Teams

Address:

<https://www.microsoft.com/en-us/microsoft-teams/join-a-meeting>

City:

Meeting ID: 219 147 510# Dial in by phone +1 802-828-7667,,219147510 Phone conference ID: 219 147 510#; or by visiting ccb.vt.gov

State:

VT

Zip:

n/a

Hearing Notes:

Virtually via MS Teams at <https://www.microsoft.com/en-us/microsoft-teams/join-a-meeting> Meeting ID: 219 147 510# Dial in by phone +1 802-828-7667,,219147510 Phone conference ID: 219 147 510#; or by visiting ccb.vermont.gov/event/ccb-rules-hearing.

Contact Information

Information for Primary Contact

PRIMARY CONTACT PERSON - A PERSON WHO IS ABLE TO ANSWER QUESTIONS ABOUT THE CONTENT OF THE RULE.

Level:

Primary

Name:

Gabriel M. Gilman

Agency:

Vermont Cannabis Control Board

Address:

89 Main Street, 3rd Floor

City:

Montpelier

State: VT
Zip: 05620-2948
Telephone: 8022611510
Fax:
Email: gabriel.gilman@vermont.gov
[SEND A COMMENT](#)

Website Address: https://ccb.vermont.gov/laws-rules-and-regulations
[VIEW WEBSITE](#)

Information for Secondary Contact

SECONDARY CONTACT PERSON - A SPECIFIC PERSON FROM WHOM COPIES OF FILINGS MAY BE REQUESTED OR WHO MAY ANSWER QUESTIONS ABOUT FORMS SUBMITTED FOR FILING IF DIFFERENT FROM THE PRIMARY CONTACT PERSON.

Level: Secondary
Name: Patrick Crowley
Agency: Vermont Cannabis Control Board
Address: 89 Main Street, 3rd Floor
City: Montpelier
State: VT
Zip: 05620-2948
Telephone: 802-636-7548
Fax:
Email: patrick.crowley@vermont.gov
[SEND A COMMENT](#)

Keyword Information

Keywords:

- Cannabis
- Marijuana
- Dispensary
- Cultivator
- Adult-Use

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