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H.689

Introduced by Representative Harrison of Chittenden

Referred to Committee on

Date:

Subject: Municipal and county government; agriculture; zoning

Statement of purpose of bill as introduced: This bill proposes to allow municipalities to weigh in with concerns about hemp facilities during the licensing process and request that hemp licenses be denied.

An act relating to municipal concerns with hemp facilities

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

Sec. 1. 6 V.S.A. § 564 is amended to read:

§ 564. STATE HEMP PROGRAM; REGISTRATION; APPLICATION;

ADMINISTRATION

* * *

(b)(1) A person shall register annually with the Secretary as part of the State Hemp Program in order to grow, process, or test hemp or hemp products in the State. A person shall apply for registration or renewal of a registration on a form provided by the Secretary. The application shall be accompanied by the fee required under section 570 of this title. The application or renewal form shall include:

1 (A) the name and address of the person applying for or renewing a
2 registration;

3 (B) whether the person is applying to grow, process, or test hemp or
4 hemp products;

5 (C) for a person applying as a grower:

6 (i) the location and acreage of all parcels where hemp will be
7 grown;

8 (ii) a statement that the seeds obtained for planting are of a type
9 and variety that do not exceed the federally defined tetrahydrocannabinol
10 concentration level of hemp;

11 (D) for a person applying as a processor, the location of the
12 processing site;

13 (E) for a person applying to test hemp or hemp products, the location
14 of the site where testing will occur and any proof of certification required by
15 the Secretary; and

16 (F) any additional information that the Secretary may require by rule.

17 (2) The Secretary may verify the information provided in the application
18 or renewal form under subdivision (1) of this subsection and on any maps
19 accompanying the application or renewal form and may request additional
20 information in order to perform a review of an application for registration or
21 renewal.

1 (3) Within five business days of receipt of a complete registration
2 application, the Secretary shall serve a copy of the complete application on the
3 legislative body of the municipality where the parcel is located.

4 (4) Within 30 days of receipt of the notice of application, the legislative
5 body of the municipality may inform the Secretary of concerns about the
6 location of the parcel and any proposed processing facilities.

7 (5) If the parcel is less than four acres in size and located in a residential
8 zoning district, the municipality may request that the Secretary deny the
9 application.

10 (c) The Secretary may deny an application for registration or renewal if the
11 applicant:

12 (1) does not provide all the information requested on the application or
13 renewal form;

14 (2) fails to submit the fee required under section 570 of this title;

15 (3) fails to submit additional information requested by the Secretary
16 under subsection (a) of this section; ~~or~~

17 (4) does not, as determined by the Secretary, satisfy the requirements of
18 section 10113 of the Agriculture Improvement Act of 2018, Pub. L. No. 115-
19 334 for participation in the Program; or

