



CANNABIS CONTROL BOARD

89 Main Street Montpelier, VT 05602 | ccb.vermont.gov

From: James Dumont

Sent: Monday, June 13, 2022 4:56 PM

To: Scherr, David <David.Scherr@vermont.gov>

Subject: Re: Public Records Act Requests

David, I hope you and your family are well. I write on behalf of Physicians, Families and Friends Education Fund with another Public Records Act request and a request that we be informed when the Commissions is planning to take up the contents of the flyer required by section 907.

As you know, the statute requires that retail stores provide to customers a safety information flyer. The statute says:

(d) A retailer shall display a safety information flyer at the point of purchase and offer a customer a copy of the flyer with each purchase. A retailer shall inform the customer that if the customer elects not to receive the flyer, the information contained in the flyer is available on the website for the Board. The flyer shall be developed by the Board in consultation with the Department of Health, posted on the Board's website, and supplied to the retailer free of charge. At a minimum, the flyer or flyers shall contain information concerning the methods for administering cannabis, the amount of time it may take for cannabis products to take effect, the risks of driving under the influence of cannabis, the potential health risks of cannabis use, the symptoms of problematic usage, how to receive help for cannabis abuse, and a warning that cannabis possession is illegal under federal law.

I recently spoke with David Englander to ask where the State is in the process of drafting the flyer. He said the Department of Health had already commented. I understand that this consultation occurred before Colorado changed its statute and changed its flyer to ensure that customers are informed of the health risks of concentrates. The legislature is very concerned that Vermont learn from Colorado's example, and avoid its mistakes.

My client, and I am sure many others, would like to see 1) the draft that was sent to the Department of Health and 2) the Department of Health's comments or edits. We also would like to see 3) whatever drafts of the proposed flyer or suggestions for a proposed flyer have been submitted to the Board by any other persons or entities. Those are our Public Records Act requests.

I assume that the Board does have a copy of the Colorado flyer but I enclose a copy. Based on the medical data, it seems to us that the Colorado language should be used in order to comply with the Vermont statute. A potential consumer cannot understand "the potential risks of cannabis use" without information about the substantially increased risks of concentrates, which the Colorado flyer explains.

While I realize that Board agendas are publicly available, it takes time to organize expert witnesses' schedules. Therefore, I ask that the Board provide us with as much advance notice as possible of the meeting or meetings at which it will discuss the flyer.

Thank you.

Sincerely,

Jim

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From: Scherr, David <David.Scherr@vermont.gov>

Sent: Thursday, June 16, 2022 1:10 PM

Subject: Re: Public Records Act Requests

Hi Jim,

Good to hear from you, I hope you are also doing well.

The attached folder contains the drafts, including comments, that have gone back and forth between the Board and the Department of Health.

In accordance with part 3 of your request, the folder also contains two emails from members of the public health subcommittee of the Board's Advisory Committee. These emails provide input on the proposed flyer.

The file is compressed, but should open when you download it. Let me know if there are any technical issues with that.

We will do our best to provide you advance notice of when the flyer will be discussed by the Board. It is not scheduled at the present time.

Respectfully,

David

