

ADMINISTERING MEDICAL MARIJUANA, HEMP OILS AND/OR CANNABINOID PRODUCTS

Policy Number: Board File: JLCDB

The Board of Education respects the lawful private medical decisions of families to the extent possible while striving to maintain a safe learning environment for all students. These private medical decisions include those related to the administration of medical marijuana, hemp oils and/or cannabinoid products on school property, at school-sponsored events, or on a school bus as authorized by state law.

Administration of medical marijuana hemp oils, and/or cannabinoid products to qualified students on district property shall be in accordance with this policy and applicable state law. This policy does not apply to administration of any other prescription or nonprescription medications, which is governed by separate Board policy and applicable law.

Medical Marijuana

A student's primary caregiver (parent, guardian or medical professional) may administer medical marijuana on school property, at a school-sponsored event, or on a school bus, in a non-smokeable form to the student who possesses a valid recommendation for medical marijuana. The parent or guardian shall be solely responsible for providing the non-smokeable medical marijuana. The parent or guardian shall provide a written statement specifically describing the product and method of administration, and releasing the school and district from any and all legal liability and financial responsibility to the student and any third party related the administration of medical marijuana to the student on school property or at school sponsored events. This statement shall be maintained with the student's school medical records.

The location of the administration of the medical marijuana shall be arranged in advance with the primary caregiver and the building administrator or designee so that the administration of the medical marijuana does not create a disruption to the educational environment. Following the administration of the medical marijuana, the primary caregiver shall immediately remove all the products from school property.

Student possession, use, distribution, sale or being under the influence of cannabinoid products inconsistent with this policy may be considered a violation of Board policy concerning drug and alcohol involvement by students or other Board policy and may subject the student to disciplinary consequences, including suspension and/or expulsion, in accordance with applicable Board policy.

Hemp Oils

The parents or guardians of students who are administering hemp or CBD oils to the student during school hours that do not meet the state's definition of marijuana (currently CBD oil products with a THC level of 0.3 or less) to a student, shall provide a written statement signed by the parent or guardian specifically describing the product with sufficient information to determine the THC level of the product and the method of delivery. The statement shall release the school and district from any and all legal liability and financial responsibility to the student and any third party related the administration of the hemp or CBD oil to the student on school property or at school sponsored events. The parent or guardian shall also provide a signed statement from the student's physician that he or she is aware that the student is being administered the product and the method of delivery. These documents shall be maintained with the student's medical records. The parent or guardian shall be solely responsible for providing and administering the CBD product for the student.

The school or school personnel shall not administer, hold or store any medical marijuana, hemp oils, or cannabinoid products in any form. If the Federal Government demands that the district cease and desist

execution of activities under this policy at the hazard of losing federal funding, the district will comply with the federal guidance immediately.

District employees shall not be obligated under district policy for reporting suspected child abuse or neglect based solely on the parent or guardian administering medical marijuana, hemp oils or other cannabinoid products in compliance with this policy. This is not intended to alleviate any employee from his or her reporting obligations under applicable state law.

Adopted: July 19, 2016

LEGAL REFS:

C.R.S. 22-1-119.3

C.R.S. 12-36-102.5 (licensing of physicians)

C.R.S. 12-38-103 (licensing of nurses)

CROSS REFS:

JICH, Drug and Alcohol Involvement by Students

JKD/JKE, Suspension/Expulsion of Students

JLCD, Administering Medications to Students

JLF, Reporting Child Abuse

JLF-R, Reporting Child Abuse