

PUEBLO SCHOOL DISTRICT NO. 60

RESOLUTION

(Disapproving the Administration of Medical Marijuana by District Personnel)

WHEREAS, in the 2016 legislative session, the Colorado legislature adopted and the Governor signed HB 16-1373, now codified as C.R.S. § 22-1-119.3 permitting the administration of medical marijuana on school district property, on a school bus, or at a school-sponsored event to a qualified student by the qualified student's primary caregiver; and

WHEREAS, in response to that legislation, on August 23, 2016, the Board of Education adopted Board Policy JLCDB outlining permissible administration of medical marijuana for qualified students on school or district property, on a school bus, or at a school-sponsored event by a primary caregiver; and

WHEREAS, in the 2018 legislative session, the Colorado legislature adopted and the Governor signed HB 18-1286, which amended C.R.S. § 22-1-119.3 by permitting the administration of medical marijuana to a qualified student on school or district property, on a school bus, or at a school-sponsored event by "School Personnel," which term is defined in the statute as school personnel designated by agreement between the principal or his or her designee and a parent or legal guardian; and

WHEREAS, marijuana is designated as a controlled substance under 21 U.S.C. § 812(c); and

WHEREAS, given marijuana's designation as a controlled substance, it would be medically inappropriate and contrary to safe school nurse practices for a licensed school nurse to be involved in the administration of medical marijuana, including delegating that authority to other district personnel; and

WHEREAS, the statute does not require school districts to authorize School Personnel to administer medical marijuana so long as the district notifies the public of its determination not to do so by posting a statement on its website.

NOW, THEREFORE, BE IT RESOLVED that the Board of Education for Pueblo School District No. 60 hereby disapproves of the legislative provisions authorizing "School Personnel" to be involved in the administration of medical marijuana to a qualified student on school or district property, on a school bus, or at a school-sponsored event.

BE IT FURTHER RESOLVED that the Board of Education for Pueblo School District No. 60 directs its staff and administration to not comply with C.R.S. § 22-1-119.3(3)(d.5), and to post on the district's website a notice that the District has elected not to have district personnel involved in the administration of medical marijuana to a qualified student on school or district property, on a school bus, or at a school-sponsored event.

ADOPTED AND APPROVED THIS 11th day of October, 2018.