



Agenda Item Details

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| Meeting | Jun 11, 2018 - Regular Board of Education Meeting |
| Category | I. Consent Agenda |
| Subject | 62. Resolution #213-18 Disapproval of Administration of Medical Marijuana on School Grounds by District Personnel |
| Access | Public |
| Type | Action (Consent) |
| Preferred Date | Jun 11, 2018 |
| Absolute Date | Jun 11, 2018 |
| Fiscal Impact | No |
| Recommended Action | The following resolution was prepared at the request of the Board of Education for the District in response to a recommendation received by a District's Medical Advisory Board. |

Public Content

Pertinent Facts

WHEREAS, in the 2016 legislative session, the Colorado legislature passed 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 grounds, on a school bus, or at a school-sponsored event by a primary caregiver.

WHEREAS, in response to that statute, in August of 2016, the Board of Education adopted Board Policy JLCDB outlining permissible administration of medical marijuana for students of the District on school grounds, on a school bus, or at a school-sponsored event;

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

WHEREAS, the proposed statute has been discussed with the District's Medical Advisory Board, which is opposed to having the District's licensed school nurses be involved in the administration of medical marijuana as it is contrary to safe school nurse practices;

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

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

IT IS THEREFORE RESOLVED that the Board of Education for Cherry Creek School District No. 5 hereby disapproves of the legislative mandate authorizing "School Personnel" to be involved in the administration of medical marijuana on school grounds, on a school bus, or at a school-sponsored event.

IT IS FURTHER RESOLVED that the Board of Education for Cherry Creek School District No. 5 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 website** a notice that the District has elected not to have District personnel involved with the administration of medical marijuana on school grounds, on a school bus, or at a school-sponsored event.

Administrator Responsible

Sonja S. McKenzie, General Counsel

Administrative Content

Executive Content

Motion & Voting

Motion to approve Resolutions #152-18 through #213-18.

Motion by Karen Fisher, second by Janice McDonald.

Final Resolution: Motion Carries

Aye: Kelly Bates, Karen Fisher, Janice McDonald, Eric Parish, David Willman