



Colorado
Legislative
Council
Staff

HB16-1373

REVISED
FISCAL NOTE

(replaces fiscal note dated April 7, 2016)

FISCAL IMPACT: State Local Statutory Public Entity Conditional No Fiscal Impact

Drafting Number: LLS 16-0742

Date: April 15, 2016

Prime Sponsor(s): Rep. Singer

Bill Status: House Second Reading

Fiscal Analyst: Josh Abram (303-866-3561)

BILL TOPIC: STUDENT MEDICAL MARIJUANA USE AT SCHOOL

Summary of Legislation

Under current law, students in K-12 public schools may not possess or self-administer medical marijuana on school grounds, while riding in a school bus, or at any school-sponsored event (collectively: school property). School districts are authorized to adopt a policy permitting the student's parent or a medical professional who accompanies a student on school property to assist the student with the administration of medical marijuana.

This bill, *as amended by the House Education Committee*, repeals the current authorization for school districts to adopt a medical marijuana policy, and instead allows a primary caregiver to possess and administer medical marijuana to a student on school property. The student must hold a valid recommendation for medical marijuana, and the medicine must be administered in a nonsmokeable form. School district staff need not administer the medical marijuana.

A school district board of education may adopt policies regarding who may act as a primary caregiver, and the reasonable parameters for the administration and use of medical marijuana on school property. School districts and charter schools may not deny the eligibility to attend school, nor discipline any student who holds a valid recommendation for medical marijuana solely because the student requires the medicine as a reasonable accommodation necessary for the child to attend school.

School District Impact

Local education providers that choose to adopt policies regarding primary caregivers and the reasonable parameters for the administration and use of medical marijuana on school property will have an increase in workload.

Under current law, school districts and Boards of Cooperative Educational Services (BOCES) may submit a separate estimate of fiscal impacts within seven days of a bill's introduction. Estimates submitted by districts or BOCES for this bill can be found on the Legislative Council website at this address: <http://1.usa.gov/23AxLIT>

Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

State and Local Government Contacts

Education

Governor's Marijuana Office

Revenue