

**UPDATED SUMMARY  
HOUSE BILL 16-1373**

**Second Regular Session - Seventieth Colorado General Assembly**

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*This summary applies to the reengrossed version of this bill as introduced in the second house. It does not reflect any amendments that may be subsequently adopted. This summary reflects only the main points of the legislation.*

Under current law, a student with a medical marijuana recommendation is not permitted to use medical marijuana on school grounds, on a school bus, or at a school activity unless the district has adopted a policy permitting the use. The bill allows a student to use medical marijuana on school grounds, on a school bus, or at a school activity ~~and requires each school district to adopt a policy allowing the medical marijuana use if the student's primary caregiver possesses and administers medical marijuana in a nonsmokeable form to the student. The primary caregiver shall not administer the medical marijuana in a manner that is disruptive to the educational environment or causes exposure to other students. After the primary caregiver administers the medical marijuana, the primary caregiver shall remove any remaining medical marijuana from the grounds of the preschool or primary or secondary school, the school bus, or school sponsored event. The bill allows a school district to adopt policies regarding who may be a primary caregiver and the permissible circumstances regarding the administration of the medical marijuana.~~

~~If the department of education or a public school loses any federal funding as a result of adopting the policy, the general assembly shall appropriate state money sufficient to offset the loss of federal money. This bill does not apply to a school district or charter school if:~~

- ~~! The school district or charter school loses federal funding as a result of implementing the bill;~~
- ~~! The school district or charter school can reasonably demonstrate that it lost federal funding as a result of implementing the bill; and~~
- ~~! The school district or charter school posts on its website in a conspicuous place a statement regarding its decision not to comply with the bill.~~

*The bill prohibits a school district or charter school from disciplining a student or denying eligibility to attend school to a student who holds a valid recommendation for medical marijuana solely because the student requires medical marijuana in a nonsmokeable form as a reasonable accommodation necessary for the child to attend school.*