



Coordinated Student Health Services

# Medical Marijuana/ Low THC Cannabis Use To Qualified Students In Schools Policy 6305.1



# WHAT IS MEDICAL MARIJUANA?

Medical Marijuana is defined by Florida Statute 381.986 as:

- (1)** Low-THC cannabis, containing 0.8 percent or less of tetrahydrocannabinol (THC) and more than 10 percent of cannabidiol weight for weight.
  
- (2)** All parts of any plant of the genus Cannabis.



# MARIJUANA TERMS

- *Cannabis* - derived from the *cannabis* plant – *cannabis sativa*
- Cannabinoids - The active ingredients (chemicals) in marijuana that causes euphoria
- Cannabidiol (CBD) - The second most active ingredient in cannabis.  
DOES NOT CAUSE EUPHORIA
- Charlotte's Web - is produced by Stanley brothers in Colorado and is a low THC cannabis extract used as a dietary supplement under Federal Law and medical cannabis under State Law



# MARIJUANA TERMS, CONT'D

- Hemp – a variety of Cannabis, the Cannabis sativa which contains less than 1% THC
- Tetrahydrocannabinol (THC) - is the main active chemical (cannabinoid) found in marijuana (cannabis) that creates the euphoric high of marijuana
- Edibles – commercially produced food items made with marijuana oil, but no other form of marijuana



# MEDICAL MARIJUANA TASK FORCE

## Committee Members

Principals

Parents

Student Services Social Worker

Florida-Department of Health

Community Representatives

Risk Management Staff

Expulsion & Abeyance Staff

Diversity, Prevention & Intervention Staff

Coordinated Student Health Services Staff

Florida International University Doctoral Student



# Talking Points from Task Force

Points	Recommendations
<p>Address parents who utilize Charlotte's Web and other products not defined by Florida Statute. These products are without physician authorization and are not registered in the medical marijuana use registry</p>	<p>Any administration of medical marijuana/low THC cannabis products that requires consideration outside of the rules outlined within this policy must be reviewed and approved by the Coordinated Student Health Services Department. Parents may make requests for consideration through the school principal (<b>refer to Extenuating Circumstances of Policy 6305.1</b>)</p>
<p>Medical marijuana administration while on a school bus/field trips</p>	<p>School staff or health care personnel <b>can not</b> administer medical marijuana/low THC cannabis. There are no federal requirements to accommodate the use of medical marijuana in schools. Since schools receive federal funding, the Florida DOE has not issued any guidance on this to school districts.</p>





## WHAT IS THE LAW?

In 2016, the Florida Legislature passed F.S. 381.986 – Medical use of Marijuana.

The law allows an individual certified as a medical marijuana patient by a qualified physician, to purchase marijuana from registered marijuana dispensaries called Medical Marijuana Treatment Centers (MMTCs).



# SCHOOL BOARD RELATED STATUTE

F.S. 1006.062. titled *Administration of medication and provision of medical services by district school board personnel*. Subsection 8 reads...

“Each district school board shall adopt a policy and a procedure for allowing a student who is a qualified patient, as defined in s. 381.986, to use marijuana obtained pursuant to that section. Such policy and procedure shall ensure access by the qualified patient; identify how the marijuana will be received, accounted for, and stored; and establish processes to prevent access by other students and school personnel whose access would be unnecessary for the implementation of the policy.”





# WHO IS A QUALIFIED PATIENT?

A patient with at least one of the following diagnosis:

- Cancer
- Epilepsy
- Glaucoma
- HIV positive
- AIDS
- Crohn's disease
- Parkinson's disease
- Multiple sclerosis
- Post-traumatic stress disorder
- Chronic nonmalignant pain
- A diagnosed terminal condition
- Amyotrophic lateral sclerosis



Other medical conditions of the same kind or class as determined by the qualified physician.

Qualified patient must be added to the medical marijuana use registry by a qualified physician to receive medical marijuana or a marijuana delivery device for medical use.

Qualified patient must have a patient ID card from DOH registry.



# WHO IS A QUALIFIED PHYSICIAN ?

“A person who holds an active, unrestricted license as an allopathic physician under chapter 458 or as an osteopathic physician under chapter 459 and is in compliance with the physician education requirements of subsection (3), Florida Statute 381.986.”



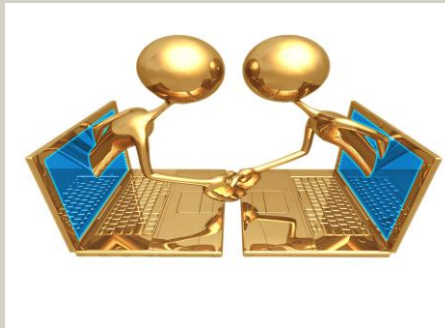
# WHO IS A QUALIFIED CAREGIVER ?

- A Florida resident who agrees to assist a qualified patient with use of medical marijuana
- A parent or legal guardian of the qualified patient
- Successfully complete a caregiver certification course
- Pass a background screening
- Has a caregiver identification card
- Is registered in the medical marijuana use registry as a designated caregiver for no more than one qualified patient



# MEDICAL MARIJUANA USE REGISTRY

- Includes a current list of patients, physicians, and, caregivers
- Must be accessible to law enforcement agencies, qualified physicians and medical marijuana treatment centers
- Must prevent an active registration of a qualified patient by multiple physicians



# POLICY HIGHLIGHTS

## RESPONSIBILITIES OF PARENT/CAREGIVER

- Submit a written request to the principal at least 48 hours in advance of implementing administration of the medical marijuana
- Provides the school with a completed and signed ***Authorization for Medical Marijuana/Low THC Cannabis Use for Qualified Students at School Form***
- Provide current copy of Department of Health Registry Identification Card for the qualifying student, the primary caregiver and a valid form of picture ID
- Administer permissible form of medical marijuana/THC/Cannabinoid product



# POLICY HIGHLIGHTS

## AUTHORIZATION FOR MEDICAL MARIJUANA/LOW THC CANNABINOID PRODUCT USE TO QUALIFIED STUDENTS AT SCHOOL FORM

**THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA**  
 Coordinated Student Health Services, 1400 NW 14<sup>th</sup> Court, Ft. Lauderdale, FL 33311

**All Grades**

**Use of Medical Marijuana for Qualified Students**

**VOID if Altered**  
 Effective for the school year 20\_\_-20\_\_

Student/Parent Information				
Student's Name:	Birth Date:	Allergies:	Grade:	
Parent/Guardian (Print Name):		Address:		
Home Phone:	Work Phone:	Other Phone:		
Caregiver Name (Print Name):		Phone Number:	Registration ID Number:	
Caregiver Signature:		Date:		
Physician Name (Print Name):			Registration ID Number:	
Address:		Phone Number:	Fax Number:	
Name of Medication	Dosage	Route	Time	Side Effects/Special Instruction
Has the child displayed any signs and symptoms, adverse outcomes after receiving the medical marijuana? If so please describe the signs, symptoms, or adverse reaction. _____ _____				
Physician Signature: _____			Date: _____	
Parental Permission (To be completed by Parent/Guardian only)				
By signing below, I (the parent or legal guardian) understand that the medical marijuana will not be administered by school staff or healthcare personnel in the school. I assume full responsibility for any consequence resulting from the administration of medical marijuana. I understand and have discussed with my son/daughter that if he/she sells or transmits this medication, he/she will be consequence based upon the District's Discipline Matrix. I am also releasing The School Board of Broward County, Florida, from any liability that results in my son/daughter selling or transmitting any of the medications identified above.				
Parent Signature:			Date:	

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# POLICY HIGHLIGHTS

## RESPONSIBILITIES OF PRINCIPAL

Determine:

- Administration location
- School personnel that coordinates parent/caregiver administration process
- Review medical marijuana/low THC/Cannabinoid policy and implement plan with parent
- Report student/parent/caregiver policy violation to the Expulsion and Abeyance Office
- **Ensures school staff/health care personnel do not store and/or administer medical marijuana/low THC/Cannabinoid products on school site**



# POLICY HIGHLIGHTS

## SAFETY MEASURES

### Not allowed:

- Storage on school property
- Student possession of product
- Use of product on school bus, or field trips
- Administration of vapors or inhalations during school
- Product administration at location not approved by Principal
- Administration of product during school without certification and approval





# POLICY HIGHLIGHTS

## SAFETY MEASURES, CONT'D

### REQUIRED ACTIONS:

- Principal assigns a specific site for product administration
- Parent/caregiver must have a current DOH registry identification card
- Product must be ordered/recommended by a qualified physician
- School staff informed of student's adverse signs and symptoms
- Consequences of violations per policy
- Educate principals, staff, parents and community on policy, adverse effects and safety measures



# OTHER SCHOOL DISTRICTS – MEDICAL MARIJUANA ACTION

District	Action
Miami-Dade County	District does not have a policy. The Director for Comprehensive Health Services spoke with the attorney for the district who states Florida Law conflicts with Federal Law. Therefore, they will not be developing a policy for the administration of Medical Marijuana at this time.
Osceola County	District does not have a policy. The Supervisor for Health Services spoke with the Deputy Superintendent and attorney for the district who state Florida Law conflicts with Federal Law. Therefore, they will not be developing a policy for the administration of Medical Marijuana at this time.
Palm Beach County	Per the Health Services Specialist, nurses in the school are allowed to administer, however, they are not employed by school district but rather by the Palm Beach Health Care District. Protocols are created by their Department of Health medical director who is a licensed physician.
Pinellas County	District does not have a policy. The Managing Officer for Student Health Services spoke with the attorney for the district who states Florida Law conflicts with Federal Law. Therefore, they will not be developing a policy for the administration of Medical Marijuana at this time.



## OTHER SCHOOL DISTRICTS – MEDICAL MARIJUANA ACTION CONT'D

District	Action
St. Johns County	District does not have a policy. The Director for School Health Services spoke with the Department of Education as well as the Department of Health who states Florida Law conflicts with Federal Law. Therefore, they will not be developing a policy for the administration of Medical Marijuana at this time.
Lee County	District does not have a policy. The Coordinator for Student Health Services informed that Medical Marijuana is not permitted for use in school.
Orange County	District does not have a policy. The Program Specialist for Health Services spoke with their legal department who states Florida Law conflicts with Federal Law. Therefore, they will not be developing a policy for the administration of Medical Marijuana at this time.





# Broward County Public Schools

600 SE 3rd Avenue

Fort Lauderdale, FL 33301

<http://browardschools.com>

## Office of Academics

Student Support Initiatives Division

Coordinated Student Health Services Department

Medical Marijuana/Low THC Cannabis Use To Qualified Students In Schools Policy 6305.1

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**Robert W. Runcie, Superintendent of Schools**

