

SENATE COMMITTEE OF REFERENCE REPORT

\_\_\_\_\_  
Chair of Committee

\_\_\_\_\_  
Date

February 24, 2021

Committee on Education.

After consideration on the merits, the Committee recommends the following:

SB21-056 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 3, line 15, after "portion," insert  
2 "(3)(d)(IV)(A),".
- 3 Page 3, line 16, after "(3)(d.5)(IV)," insert "(3)(d.5)(V)(A),".
- 4 Page 3, line 17, strike "(3)(d.5)(III)(D) and (6)" and substitute  
5 "(3)(d.5)(III)(D), (6), and (7)".
- 6 Page 4, line 21, strike "OR PRIVATE SCHOOL"
- 7 Page 5, after line 15 insert:  
8 "(A) The school district or charter school loses OR WILL LOSE  
9 federal funding as a result of implementing this ~~paragraph (d)~~  
10 SUBSECTION (3)(d);".
- 11 Page 5, strike lines 16 and 17 and substitute:  
12 "(B) The school district or charter school can ~~reasonably~~  
13 demonstrate ~~that it~~ A REASONABLE EXPECTATION OF lost federal funding  
14 BASED ON FEDERAL GUIDANCE OR GRANT REQUIREMENTS AND is DIRECTLY  
15 as a result of".
- 16 Page 6, after line 15 insert:  
17 "(A) The school loses OR WILL LOSE federal funding as a result of  
18 implementing this subsection (3)(d.5);".

1 Page 6, strike lines 16 and 17 and substitute:

2 "(B) The school can ~~reasonably demonstrate that it~~ A REASONABLE  
3 EXPECTATION OF ~~lost federal funding~~ BASED ON FEDERAL GUIDANCE OR  
4 GRANT REQUIREMENTS AND is DIRECTLY as a result of implementing this  
5 subsection (3)(d.5);".

6 Page 6, line 26, after the period, insert "THE VOLUNTEER OR SCHOOL  
7 PERSONNEL SHALL ADMINISTER THE MEDICAL MARIJUANA PURSUANT TO  
8 THE INSTRUCTIONS OR PLAN FOR ADMINISTRATION FROM ONE OF THE  
9 STUDENT'S RECOMMENDING PHYSICIANS, INCLUDING DOSING, TIMING, AND  
10 DELIVERY ROUTE INSTRUCTION."

11 Page 7, after line 22 insert:

12 "(7) NOTHING IN THIS SECTION REQUIRES SCHOOL PERSONNEL TO  
13 VOLUNTEER TO POSSESS, ADMINISTER, OR ASSIST IN THE ADMINISTRATION  
14 OF MEDICAL MARIJUANA IN A NONSMOKEABLE FORM TO ANY STUDENT  
15 WITH A VALID RECOMMENDATION FOR MEDICAL MARIJUANA. A SCHOOL  
16 MAY NOT REQUIRE SCHOOL PERSONNEL TO POSSESS, ADMINISTER, OR  
17 ASSIST IN THE ADMINISTRATION OF MEDICAL MARIJUANA IN A  
18 NONSMOKEABLE FORM AGAINST THEIR WILL, NOR MAY A SCHOOL  
19 DISCIPLINE SCHOOL PERSONNEL FOR REFUSING TO POSSESS, ADMINISTER,  
20 OR ASSIST IN THE ADMINISTRATION OF MEDICAL MARIJUANA UNDER THIS  
21 SECTION."

22 "(8) THIS SECTION DOES NOT APPLY TO A PRIVATE OR NONPUBLIC  
23 SCHOOL."

24 "(9) A SCHOOL LOCATED ON FEDERAL LAND IS EXEMPT FROM THE  
25 PROVISIONS OF THIS SECTION RELATED TO THE ADMINISTRATION OF  
26 MEDICAL MARIJUANA IF THE FEDERAL GOVERNMENT PROHIBITS THE  
27 ADMINISTRATION OF MEDICAL MARIJUANA AT A SCHOOL LOCATED ON  
28 FEDERAL LAND."

29 Page 8, after line 23 insert:

30 "**SECTION 5.** In Colorado Revised Statutes, **add** 12-30-116 as  
31 follows:

32 **12-30-116. Protection for administering medical marijuana at**  
33 **school.** A PERSON LICENSED PURSUANT TO THIS TITLE 12 IS NOT SUBJECT  
34 TO ANY DISCIPLINARY ACTION RELATED TO THE ADMINISTRATION OF  
35 MEDICAL MARIJUANA IN A NONSMOKEABLE FORM IN A SCHOOL TO A



- 1 STUDENT WITH A VALID MEDICAL MARIJUANA RECOMMENDATION
- 2 PURSUANT TO SECTION 22-1-119.3."
  
- 3 Renumber succeeding section accordingly.

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