

2020 Second Extraordinary Session

HOUSE BILL NO. 56

BY REPRESENTATIVE BAGLEY

SCHOOLS: Authorizes administration of medical marijuana to a student by a parent, guardian, or authorized school employee at a public school (Item #42)

1 AN ACT

2 To enact R.S. 17:436.1(N), relative to the administration of medication in schools; to
3 provide for the administration of medical marijuana to students with a
4 recommendation from a licensed physician; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 17:436.1(N) is hereby enacted to read as follows:

7 §436.1. Administration of medication; definition; conditions; restrictions;
8 exceptions

9 * * *

10 N.(1) The governing authority of each public elementary and secondary
11 school may adopt a policy authorizing the administration of medical marijuana, in
12 forms permissible as defined in R.S. 40:1046, to students who have a
13 recommendation or referral from a licensed physician for its use. Such a policy shall
14 provide that a primary caregiver of the student may possess and administer medical
15 marijuana to the student in addition to or in lieu of a school nurse or other authorized
16 school personnel.

17 (2) Subsections B through I of this Section are applicable to the
18 administration of medical marijuana.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 56 Original

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Bagley

Abstract: Provides relative to the administration of medical marijuana in public schools.

Present law provides for requirements and restrictions relative to the administration of medication to public school students and defines "medication" to mean all prescription and nonprescription drugs. Proposed law retains present law and makes it applicable to medical marijuana.

Proposed law authorizes the governing authority of each public elementary and secondary school to adopt a policy authorizing a primary caregiver, school nurse, or other authorized school personnel to administer medical marijuana, in a form permissible under present law, to a student with a recommendation or referral from a licensed physician. A school employee administering the medication is subject to written parental consent under present law.

(Adds R.S. 17:436.1(N))