

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 SENATE BILL 241

By: Pittman

6 AS INTRODUCED

7 An Act relating to schools; directing school district
8 boards of education to adopt certain policy before
9 certain date; establishing requirements for policy;
10 providing definition; providing for certain
11 permission to be effective for certain year;
12 requiring renewal of certain permission; directing
13 the State Board of Education, in certain
14 consultation, to develop certain model policy;
15 directing the State Board of Education, in certain
16 consultation, to promulgate rules; providing for
17 codification; providing an effective date; and
18 declaring an emergency.

15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 1-116.4 of Title 70, unless
18 there is created a duplication in numbering, reads as follows:

19 A. The board of education of each school district shall adopt a
20 policy on or before December 1, 2017, that permits the self-
21 administration of cannabidiol, as defined by Section 2-101 of Title
22 63 of the Oklahoma Statutes, by a student for treatment of epilepsy
23 pursuant to Section 2-802 of Title 63 of the Oklahoma Statutes. The
24 policy shall require:

1 1. The parent or legal guardian of the student to authorize in
2 writing the student's self-administration of cannabidiol;

3 2. The parent or legal guardian of the student to provide to
4 the school a written statement from the physician treating the
5 student that the student has epilepsy and is capable of, and has
6 been instructed in the proper method of, self-administration of
7 cannabidiol;

8 3. The parent or legal guardian of the student to provide to
9 the school an emergency supply of the student's cannabidiol to be
10 administered pursuant to the provisions of Section 1-116.2 of Title
11 70 of the Oklahoma Statutes;

12 4. The school district to inform the parent or legal guardian
13 of the student, in writing, that the school district and its
14 employees and agents shall incur no liability as a result of any
15 injury arising from the self-administration of cannabidiol by the
16 student; and

17 5. The parent or legal guardian of the student to sign a
18 statement acknowledging that the school district shall incur no
19 liability as a result of any injury arising from the self-
20 administration of cannabidiol by the student.

21 B. As used in this section, "self-administration" means a
22 student's use of cannabidiol pursuant to a prescription or written
23 direction from a physician.

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1 C. The permission for self-administration of cannabidiol is
2 effective for the school year for which it is granted and shall be
3 renewed each subsequent school year upon fulfillment of the
4 requirements of this section.

5 D. The State Board of Education, in consultation with the State
6 Board of Health, shall develop a model policy which school districts
7 may use in compliance with this section.

8 E. The State Board of Education, in consultation with the State
9 Board of Health, shall promulgate rules to implement this section.

10 SECTION 2. This act shall become effective July 1, 2017.

11 SECTION 3. It being immediately necessary for the preservation
12 of the public peace, health or safety, an emergency is hereby
13 declared to exist, by reason whereof this act shall take effect and
14 be in full force from and after its passage and approval.

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