

3055 Medical Cannabis

Teachwell will allow individuals to consume medical marijuana in accordance with the law and this policy.

Designated Caregiver is a person who is at least 21 years old who has agreed to assist with a student's medical use of cannabis. No person can act as a designated caregiver if they have been convicted of a felony.

Medical Cannabis is cannabis in a non-smokable form.

Registry Identification Card is a document issued or recognized by the South Dakota Department of Health that identifies a person as a registered qualifying patient or registered designated caregiver.

Student Cardholder is a student who possesses a valid registry identification card.

Required Notice and Documentation. Teachwell will allow a designated caregiver to administer medical cannabis to a student at school or during a school-sponsored activity only after the caregiver does the following:

- Notifies Teachwell of their intent to administer medical cannabis to a student; and
- Submits the following documentation:
 - A physician's written and signed certification which states the recommended dosage, frequency or time of administration and length of time between dosages;
 - Present the student's and designated caregiver's registry identification cards for Teachwell's records. Teachwell will maintain a copy of both cards;
 - A written statement releasing Teachwell and personnel and volunteers of Teachwell from any and all liability, except in cases of willful or wanton conduct or reckless disregard of the criteria of the treatment plan;
 - A written acknowledgment that no Teachwell personnel are required to administer medical cannabis.

Self-Administration Forbidden. No student, regardless of age, may possess or self-administer medical cannabis at school or during a school activity. A student who has reached the age of 18 must still comply with all notice and documentation requirements of this policy, and must still have a designated caregiver administer medical cannabis at school or during a school activity.

Change in Status. A parent or guardian of a student must provide written notice to Teachwell if:

- The student's designated caregiver changes;
- The student no longer has a debilitating medical condition as defined by state law regarding medical cannabis; or
- The student's registry identification card is void, expired, or revoked.

This notice must be provided within ten calendar days of the change. Failure to provide such notice may result in Teachwell refusing to continue to allow administration of medical cannabis.

Discipline. Any student in possession of or under the influence of cannabis inconsistent with this policy is subject to discipline in accordance with Teachwell policy.

Safety of Others. Teachwell may choose to disallow students from participation in various educational tasks or school activities if the student's usage of medical cannabis could put the student or others in an unsafe environment or the student's usage causes disruption to the educational environment.

Caregiver Administration. Teachwell personnel will not administer medical cannabis to student cardholders. Upon providing all required notice and documentation as required by this policy, a designated caregiver may possess and administer to a student cardholder on or in school property or at a school-sponsored activity. Teachwell personnel who are also parents, guardians, or individuals in legal control of a student eligible for administration of medical cannabis must comply with all aspects of this policy to serve as a designated caregiver.

To ensure such administration does not create a disruption to Teachwell's educational environment, each caregiver will meet with Teachwell administration or relevant education team to create a written administration plan for time, place and frequency of administration. This plan must be formulated prior to the designated caregiver's administration of medical cannabis.

After each administration, the designated caregiver will remove any remaining medical cannabis from Teachwell, any property being used by Teachwell, or the school activity.

Staff Usage of Medical Cannabis. All Teachwell personnel are subject to Teachwell's policy regarding the maintenance of a drug-free workplace. Any Teachwell employee may be subject to discipline for the ingestion of cannabis at school or for performing their duties while under the influence of cannabis, in accordance with state and federal law. This policy in no way alleviates the requirements of Teachwell policy regarding drivers.

Usage by Teachwell Guests and Patrons. Any person on school grounds or attending a school activity will not be allowed to be under the influence of cannabis or to use medical cannabis in such a way that it causes a disruption to the educational environment. Failure to comply with this policy may result in exclusion from school grounds or activities, in accordance with state and federal law.

Adopted on: 8/15/2023

Revised on:

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