

**Adopted
AMENDMENT NO 1 TO AMENDMENT NO 1 PROPOSED TO**

House Bill No. 1174

BY: Representative Ford (73rd)

1 **AMEND** after line 42 by inserting the following:

2 " **SECTION 2.** (1) This act shall be known and may be cited as
3 the "Seizure Safe Schools Act."

4 (2) As used in this act, the term "seizure action plan"
5 means a written, individualized health plan designed to
6 acknowledge and prepare for the health care needs of a student
7 diagnosed with a seizure disorder.

8 **SECTION 3.** (1) (a) Beginning on July 1, 2024, the local
9 school board of each public school district and the governing body
10 of each nonpublic school shall have at least one (1) school
11 employee at each school who has met the training requirements
12 necessary to administer or assist with the self-administration of:

13 (i) A seizure rescue medication or medication
14 prescribed to treat seizure disorder symptoms as approved by the



15 United States Food and Drug Administration and any successor
16 agency; and

17 (ii) A manual dose of prescribed electrical
18 stimulation using a vagus nerve stimulator (VNS) magnet as
19 approved by the United States Food and Drug Administration and any
20 successor agency.

21 (b) For those assigned the duties under paragraph (a)
22 of this subsection, the training provided shall include
23 instructions in administering seizure medications and manual vagus
24 nerve stimulation, as well as the recognition of the signs and
25 symptoms of seizures and the appropriate steps to be taken to
26 respond to these symptoms.

27 (c) The presence of a registered nurse employed
28 full-time by a school and assumes responsibility for the
29 administration of seizure medications and the administration and
30 oversight of vagus nerve stimulation, shall fulfill requirements
31 of paragraphs (a) and (b) of this subsection.

32 (d) Every public and charter school shall, and
33 nonpublic school is encouraged to, provide training every two (2)
34 years to principals, guidance counselors, teachers and other
35 relevant school personnel with direct contact and supervision of
36 children, including bus drivers and classroom aids, on the
37 recognition of the signs and symptoms of seizures and the
38 appropriate steps for seizure first aid.



39 (e) Any training programs or guidelines adopted by any
40 state agency for the training of school personnel in the health
41 care needs of students diagnosed with a seizure disorder shall be
42 fully consistent with training programs and guidelines developed
43 by the Epilepsy Foundation of America and any successor
44 organization that supports the welfare of individuals with
45 epilepsy and seizure disorders. Notwithstanding any state agency
46 requirement or other law to the contrary, for the purposes of this
47 training, a local school district shall be permitted to use any
48 adequate and appropriate training program or guidelines for
49 training of school personnel in the seizure disorder care tasks
50 covered under this section. The instruction must be approved by
51 the State Department of Education or relevant state agency, may be
52 provided online or in-person, and must be provided by the
53 nonprofit entity free of charge.

54 (2) (a) Before administering a seizure rescue medication or
55 medication prescribed to treat seizure disorder symptoms, the
56 student's parent or guardian shall:

57 (i) Provide the school with a written
58 authorization to administer the medication at school;

59 (ii) Provide a written statement from the
60 student's health care practitioner, which shall contain the
61 following information:

- 62 1. Student's name;
63 2. The name and purpose of the medication;



64 3. The prescribed dosage;
65 4. The route of administration;
66 5. The frequency that the medication may be
67 administered; and

68 6. The circumstances under which the
69 medication may be administered; and

70 (iii) Provide the prescribed medication to the
71 school in its unopened, sealed package with the label affixed by
72 the dispensing pharmacy intact.

73 (b) In addition to the statements required in paragraph
74 (a) of this subsection, the parent or guardian of each student
75 diagnosed with a seizure disorder shall collaborate with school
76 personnel to create a seizure action plan. The State Board of
77 Education shall promulgate administrative regulations establishing
78 procedures for the development and content of seizure action
79 plans.

80 (3) (a) The statements and seizure action plan required in
81 subsection (2) of this section shall be kept on file in the office
82 of the school nurse or school administrator.

83 (b) The seizure action plan requirement in paragraph
84 (b) of subsection (2) of this section shall be distributed to any
85 school personnel or volunteers responsible for the supervision or
86 care of the student.

87 (4) The permission for the administration of any of the
88 medications authorized under subsection (1)(a) of this section



89 shall be effective for the school year in which it is granted and
90 shall be renewed each following school year upon fulfilling the
91 requirements of subsections (2) through (4) of this section.

92 (5) The requirements of subsections (1) through (5) of this
93 section shall apply only to schools that have a student enrolled
94 who has a seizure disorder, a seizure rescue medication or
95 medication prescribed to treat seizure disorder symptoms approved
96 by the United States Food and Drug Administration and any
97 successor agency prescribed by the student's health care provider.

98 **SECTION 4.** Every public and charter school shall, and
99 nonpublic school is encouraged to, provide an age-appropriate
100 seizure education program to all students on seizures and seizure
101 disorders. The seizure education program shall be consistent with
102 guidelines published by the Epilepsy Foundation of America and any
103 successor organization. The State Board of Education shall
104 promulgate administrative regulations for the development and
105 implementation of the seizure education program.

106 **SECTION 5.** A school district, school district employee or
107 agent acting in good faith and in substantial compliance with the
108 student's individual health plan and the instructions of the
109 student's licensed health care professional, that provides
110 assistance or services under this act shall not be liable in any
111 criminal action for civil damages in his or her individual,
112 marital, governmental, corporate or other capacities as a result



113 of the services provided under this act to students with epilepsy
114 or seizure disorders."

115 **AMEND** further by renumbering succeeding sections accordingly.

116 **AMEND title to conform.**

