

By: Representatives Roberson, Anthony

To: Public Health and Human Services; Education

HOUSE BILL NO. 346

1 AN ACT TO ESTABLISH THE SEIZURE SAFE SCHOOLS ACT; TO PROVIDE  
 2 THAT BEGINNING ON JULY 1, 2025, EACH PUBLIC SCHOOL BOARD AND THE  
 3 GOVERNING BODY OF EACH NONPUBLIC SCHOOL SHALL HAVE AT LEAST ONE  
 4 EMPLOYEE AT EACH SCHOOL WHO HAS MET THE TRAINING REQUIREMENTS  
 5 NECESSARY TO ADMINISTER SEIZURE RESCUE MEDICATION OR PERFORM  
 6 MANUAL VAGUS NERVE STIMULATION FOR PERSONS EXPERIENCING SEIZURE  
 7 DISORDER SYMPTOMS; TO REQUIRE TRAINING FOR SUCH PERSON TO BE  
 8 CONSISTENT WITH GUIDELINES DEVELOPED BY THE EPILEPSY FOUNDATION OF  
 9 AMERICA OR SIMILAR SUCCESSOR ORGANIZATION, TO REQUIRE THE TRAINING  
 10 TO OCCUR EVERY TWO YEARS FOR THOSE EMPLOYEES OF THE SCHOOL WITH  
 11 DIRECT CONTACT OR SUPERVISION OF CHILDREN; TO REQUIRE THE PARENTS  
 12 OR LEGAL GUARDIANS OF CHILDREN WHO EXPERIENCE SEIZURE DISORDER  
 13 SYMPTOMS TO PROVIDE WRITTEN AUTHORIZATION TO THE SCHOOL FOR THE  
 14 ADMINISTRATION OF NECESSARY MEDICATION ALONG WITH A WRITTEN  
 15 STATEMENT FROM THE CHILD'S MEDICAL PROVIDER; TO REQUIRE THE  
 16 WRITTEN STATEMENT AND THE CHILD'S SEIZURE ACTION PLAN TO BE KEPT  
 17 ON FILE BY THE SCHOOL NURSE OR SCHOOL ADMINISTRATOR; TO AUTHORIZE  
 18 SCHOOLS TO PROVIDE AGE-APPROPRIATE SEIZURE EDUCATION PROGRAMS TO  
 19 ALL STUDENTS ON SEIZURES AND SEIZURE DISORDERS; TO EXEMPT SCHOOL  
 20 EMPLOYEES ACTING IN GOOD FAITH AND IN SUBSTANTIAL COMPLIANCE WITH  
 21 A STUDENT'S INDIVIDUAL HEALTH PLAN TO RENDER ASSISTANCE TO A CHILD  
 22 EXPERIENCING A SEIZURE EPISODE FROM CIVIL AND CRIMINAL LIABILITY;  
 23 AND FOR RELATED PURPOSES.

24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

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

27 (2) As used in this act, the term "seizure action plan"  
 28 means a written, individualized health plan designed to



29 acknowledge and prepare for the health care needs of a student  
30 diagnosed with a seizure disorder.

31 **SECTION 2.** (1) (a) Beginning on July 1, 2025, the local  
32 school board of each public school district and the governing body  
33 of each nonpublic school shall have at least one (1) school  
34 employee at each school who has met the training requirements  
35 necessary to administer or assist with the self-administration of:

36 (i) A seizure rescue medication or medication  
37 prescribed to treat seizure disorder symptoms as approved by the  
38 United States Food and Drug Administration and any successor  
39 agency; and

40 (ii) A manual dose of prescribed electrical  
41 stimulation using a vagus nerve stimulator (VNS) magnet as  
42 approved by the United States Food and Drug Administration and any  
43 successor agency.

44 (b) For those assigned the duties under paragraph (a)  
45 of this subsection, the training provided shall include  
46 instructions in administering seizure medications and manual vagus  
47 nerve stimulation, as well as the recognition of the signs and  
48 symptoms of seizures and the appropriate steps to be taken to  
49 respond to these symptoms.

50 (c) The presence of a registered nurse employed  
51 full-time by a school and assumes responsibility for the  
52 administration of seizure medications and the administration and



53 oversight of vagus nerve stimulation, shall fulfill requirements  
54 of paragraphs (a) and (b) of this subsection.

55 (d) Every public and charter school shall, and  
56 nonpublic school is encouraged to, provide training every two (2)  
57 years to principals, guidance counselors, teachers and other  
58 relevant school personnel with direct contact and supervision of  
59 children, including bus drivers and classroom aids, on the  
60 recognition of the signs and symptoms of seizures and the  
61 appropriate steps for seizure first aid.

62 (e) Any training programs or guidelines adopted by any  
63 state agency for the training of school personnel in the health  
64 care needs of students diagnosed with a seizure disorder shall be  
65 fully consistent with training programs and guidelines developed  
66 by the Epilepsy Foundation of America and any successor  
67 organization that supports the welfare of individuals with  
68 epilepsy and seizure disorders. Notwithstanding any state agency  
69 requirement or other law to the contrary, for the purposes of this  
70 training, a local school district shall be permitted to use any  
71 adequate and appropriate training program or guidelines for  
72 training of school personnel in the seizure disorder care tasks  
73 covered under this section. The instruction must be approved by  
74 the State Department of Education or relevant state agency, may be  
75 provided online or in-person, and must be provided by the  
76 nonprofit entity free of charge.



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

80 (i) Provide the school with a written  
81 authorization to administer the medication at school;

82 (ii) Provide a written statement from the  
83 student's health care practitioner, which shall contain the  
84 following information:

85 1. Student's name;  
86 2. The name and purpose of the medication;  
87 3. The prescribed dosage;  
88 4. The route of administration;  
89 5. The frequency that the medication may be  
90 administered; and

91 6. The circumstances under which the  
92 medication may be administered; and

93 (iii) Provide the prescribed medication to the  
94 school in its unopened, sealed package with the label affixed by  
95 the dispensing pharmacy intact.

96 (b) In addition to the statements required in paragraph  
97 (a) of this subsection, the parent or guardian of each student  
98 diagnosed with a seizure disorder shall collaborate with school  
99 personnel to create a seizure action plan. The State Board of  
100 Education shall promulgate administrative regulations establishing



101 procedures for the development and content of seizure action  
102 plans.

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

106 (b) The seizure action plan requirement in paragraph  
107 (b) of subsection (2) of this section shall be distributed to any  
108 school personnel or volunteers responsible for the supervision or  
109 care of the student.

110 (4) The permission for the administration of any of the  
111 medications authorized under subsection (1)(a) of this section  
112 shall be effective for the school year in which it is granted and  
113 shall be renewed each following school year upon fulfilling the  
114 requirements of subsections (2) through (4) of this section.

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

121 **SECTION 3.** Every public and charter school shall, and  
122 nonpublic school is encouraged to, provide an age-appropriate  
123 seizure education program to all students on seizures and seizure  
124 disorders. The seizure education program shall be consistent with  
125 guidelines published by the Epilepsy Foundation of America and any



126 successor organization. The State Board of Education shall  
127 promulgate administrative regulations for the development and  
128 implementation of the seizure education program.

129 **SECTION 4.** A school district, school district employee or  
130 agent acting in good faith and in substantial compliance with the  
131 student's individual health plan and the instructions of the  
132 student's licensed health care professional, that provides  
133 assistance or services under this act shall not be liable in any  
134 criminal action for civil damages in his or her individual,  
135 marital, governmental, corporate or other capacities as a result  
136 of the services provided under this act to students with epilepsy  
137 or seizure disorders.

138 **SECTION 5.** This act shall take effect and be in force from  
139 and after July 1, 2024.

