

By: Representatives Roberson, Anthony

To: Public Health and Human Services; Education

HOUSE BILL NO. 346  
(As Sent to Governor)

1 AN ACT TO PROVIDE THAT BEGINNING ON JULY 1, 2025, EACH PUBLIC  
2 SCHOOL BOARD SHALL HAVE AT LEAST ONE EMPLOYEE OR VENDOR AT EACH  
3 SCHOOL WHO HAS MET THE TRAINING REQUIREMENTS NECESSARY TO  
4 ADMINISTER SEIZURE RESCUE MEDICATION FOR PERSONS EXPERIENCING  
5 SEIZURE DISORDER SYMPTOMS; TO REQUIRE TRAINING FOR SUCH PERSON TO  
6 BE CONSISTENT WITH GUIDELINES DEVELOPED BY THE UNITED STATES FOOD  
7 AND DRUG ADMINISTRATION AND ANY SUCCESSOR AGENCY; TO REQUIRE THE  
8 PARENTS, LEGAL GUARDIANS OR OTHER RESPONSIBLE ADULT OF CHILDREN  
9 WHO EXPERIENCE SEIZURE DISORDER SYMPTOMS TO PROVIDE WRITTEN  
10 AUTHORIZATION TO THE SCHOOL FOR THE ADMINISTRATION OF NECESSARY  
11 MEDICATION, ALONG WITH A WRITTEN STATEMENT FROM THE CHILD'S  
12 MEDICAL PROVIDER; TO REQUIRE THE WRITTEN STATEMENT AND THE CHILD'S  
13 SEIZURE ACTION PLAN TO BE KEPT ON FILE BY THE SCHOOL NURSE OR  
14 SCHOOL ADMINISTRATOR; TO EXEMPT SCHOOL EMPLOYEES ACTING IN GOOD  
15 FAITH AND IN SUBSTANTIAL COMPLIANCE WITH A STUDENT'S INDIVIDUAL  
16 HEALTH PLAN TO RENDER ASSISTANCE TO A CHILD EXPERIENCING A SEIZURE  
17 EPISODE FROM CIVIL AND CRIMINAL LIABILITY; AND FOR RELATED  
18 PURPOSES.

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

20 **SECTION 1.** As used in this act, the term "seizure action  
21 plan" means a written, individualized health plan designed to  
22 acknowledge and prepare for the health care needs of a student or  
23 employee diagnosed with a seizure disorder.

24 **SECTION 2.** (1) (a) Beginning on July 1, 2025, the local  
25 school board of each public school district shall have at least  
26 one (1) school employee at each school who has met the training



27 requirements necessary to administer or assist with the  
28 self-administration of a seizure rescue medication or medication  
29 prescribed to treat seizure disorder symptoms as approved by the  
30 United States Food and Drug Administration and any successor  
31 agency.

32 (b) A local school district shall be permitted to use  
33 any adequate and appropriate training program or guidelines for  
34 training of school personnel in the seizure disorder care tasks  
35 covered under this section.

36 (2) (a) Before administering a seizure rescue medication or  
37 medication prescribed to treat seizure disorder symptoms, the  
38 student's parent, guardian or responsible adult shall:

39 (i) Provide the school with a written  
40 authorization to administer the medication at school;

41 (ii) Provide a written statement from the person's  
42 health care practitioner, which shall contain the following  
43 information:

- 44 1. Full name;
- 45 2. The name and purpose of the medication;
- 46 3. The prescribed dosage;
- 47 4. The route of administration;
- 48 5. The frequency that the medication may be  
49 administered; and
- 50 6. The circumstances under which the  
51 medication may be administered;



52 (iii) Provide the prescribed medication to the  
53 school in its unopened, sealed package with the label affixed by  
54 the dispensing pharmacy intact.

55 (b) In addition to the statements required in paragraph  
56 (a) of this subsection, the parent or guardian, or adult shall  
57 collaborate with school personnel to create a seizure action plan.

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

61 (4) The permission for the administration of any of the  
62 medications authorized under subsection (1)(a) of this section  
63 shall be effective for the school year in which it is granted and  
64 shall be renewed each following school year upon fulfilling the  
65 requirements of subsections (2) through (3) of this section.

66 (5) The requirements of this section shall apply only to  
67 schools that have an adult employee or enrolled student who has a  
68 seizure disorder, a seizure rescue medication or medication  
69 prescribed to treat seizure disorder symptoms approved by the  
70 United States Food and Drug Administration and any successor  
71 agency prescribed by the student's health care provider.

72 **SECTION 3.** A school district, school district employee or  
73 agent acting in good faith and in substantial compliance with the  
74 student's individual health plan and the instructions of the  
75 student's licensed health care professional, that provides  
76 assistance or services under this act shall be immune from



77 criminal prosecution and shall not be liable in any criminal  
78 action for civil damages in his or her individual, marital,  
79 governmental, corporate or other capacities as a result of the  
80 services provided under this act to students with epilepsy or  
81 seizure disorders.

82         **SECTION 4.** This act shall take effect and be in force from  
83 and after July 1, 2024.

