

Senate File 2196

H-8272

1 Amend Senate File 2196, as passed by the Senate, as follows:

2 1. Page 1, after line 11 by inserting:

3 <Sec. ____ . NEW SECTION. **280.13D Seizure action plan and**
4 **training requirements.**

5 1. For the purposes of this section, unless the context
6 otherwise requires:

7 *a.* "*Individual health plan*" means the confidential, written,
8 preplanned, and ongoing special health service developed for a
9 student who requires such service to be incorporated with the
10 student's educational program.

11 *b.* "*School nurse*" means a registered nurse holding current
12 licensure recognized by the board of nursing who practices in
13 the school setting to promote and protect the health of the
14 school population by using knowledge from the nursing, social,
15 and public health sciences.

16 *c.* "*School personnel*" means principals, guidance counselors,
17 teachers, and other relevant employees who have direct contact
18 with and supervise children, including school bus drivers and
19 paraeducators.

20 *d.* "*Seizure action plan*" means a written set of instructions
21 designed to direct caregivers and staff to intervene in the
22 event of a seizure occurrence and is considered a plan for
23 emergencies as a part of an individual health plan.

24 2. *a.* Starting with the school year beginning July 1,
25 2024, the board of directors of each school district and the
26 authorities in charge of each accredited nonpublic school shall
27 have at least one school employee at each school who has met
28 the training requirements necessary to administer or assist
29 with the self-administration of all of the following:

30 (1) A medication approved by the United States food and
31 drug administration to treat seizure disorder symptoms or
32 a medication approved by the United States food and drug
33 administration as a seizure rescue medication.

34 (2) A manual dose of prescribed electrical stimulation
35 using a vagus nerve stimulator magnet approved by the United

1 States food and drug administration.

2 *b.* The presence of a school nurse employed full-time by
3 a school district or accredited nonpublic school who assumes
4 responsibility for the administration of seizure medications
5 and the administration oversight of vagus nerve stimulation
6 shall fulfill the requirements of paragraph "a". This section
7 shall not be construed to require school personnel, other than
8 a school nurse, to administer a suppository to a student.

9 3. *a.* On or before December 31, 2025, each public school
10 and each accredited nonpublic school shall provide training to
11 all school personnel on how to recognize the signs and symptoms
12 of seizures and the appropriate steps for seizure first aid.

13 *b.* Each public school and each accredited nonpublic school
14 shall require school personnel responsible for the supervision
15 or care of students to undergo seizure recognition and first
16 aid training on a biennial basis.

17 4. Any training programs or guidelines adopted by a state
18 agency for the training of school personnel in the health care
19 needs of students diagnosed with a seizure disorder shall be
20 consistent with training programs and guidelines developed
21 by the epilepsy foundation of America or any successor
22 organization.

23 5. This section shall not be construed to limit the
24 authority of a school district, an accredited nonpublic school,
25 or the department of education to require additional seizure
26 disorder training.

27 6. *a.* Prior to school personnel administering medication
28 prescribed to treat a student's seizure disorder symptoms, a
29 school or accredited nonpublic school shall obtain a signed and
30 dated authorization from the student's parent or guardian that
31 authorizes a person who meets the requirements of subsection 2
32 to administer medication in accordance with the school's policy
33 and procedures.

34 *b.* Authorizations required pursuant to paragraph "a" shall
35 be effective for the school year in which the authorization is

1 granted and must be renewed each school year.

2 7. Upon the request of a student's parent or guardian,
3 a school district or accredited nonpublic school shall
4 collaborate with the parent or guardian and relevant licensed
5 health care professionals, including the school nurse or
6 education team, in the development of an individual health
7 plan, and a seizure action plan if appropriate, consistent
8 with rules adopted by the state board of education. The
9 individual health plan or seizure action plan shall be based
10 on the student's needs and may include but is not limited
11 to assessment, nursing diagnosis, outcomes, planning,
12 interventions, student goals, and a plan for emergencies to
13 provide direction in managing the student's health needs. The
14 plan shall be updated consistent with timelines for individual
15 health plans and with rules adopted by the state board of
16 education.

17 8. *a.* Each school district and each accredited nonpublic
18 school shall maintain all authorizations pursuant to subsection
19 6, individual health plans, and seizure action plans for
20 enrolled students on file in the office of the school nurse or
21 school administrator.

22 *b.* Each school district and each accredited nonpublic
23 school shall distribute information regarding a student's
24 seizure action plan to any school personnel responsible for the
25 supervision or care of the student.

26 9. The requirements of subsections 6, 7, and 8 shall only
27 apply to a school district or accredited nonpublic school that
28 has either of the following:

29 *a.* An enrolled student with a known diagnosis of epilepsy or
30 seizure disorder.

31 *b.* An enrolled student who is known to currently be taking
32 medication prescribed by a health care provider as that term
33 is defined in section 135.61, and approved by the United
34 States food and drug administration to treat seizure disorder
35 symptoms.

1 10. The state board of education shall adopt rules to
2 establish a seizure education program for the purpose of
3 providing school districts and accredited nonpublic schools an
4 age-appropriate program on seizures and seizure disorders. The
5 seizure education program shall be consistent with guidelines
6 published by the epilepsy foundation of America or any
7 successor organization, and participation in the program shall
8 be optional.

9 11. A school district or accredited nonpublic school, an
10 employee of a school district or accredited nonpublic school,
11 or an agent of a school district or accredited nonpublic
12 school acting in good faith and in compliance with a student's
13 individual health plan and seizure action plan shall not be
14 liable for any claim for injuries or damages arising from
15 actions taken to assist a student with the student's needs
16 related to epilepsy or a seizure disorder.>

17 2. Title page, line 1, after <relating to> by inserting
18 <school and student health care-related activities including>

19 3. Title page, line 2, by striking <exemptions> and
20 inserting <exemptions, and school personnel training, emergency
21 care planning, authorizations for assisting, and limitations
22 of liability concerning students with epilepsy or a seizure
23 disorder>

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