

House Amendment to  
Senate File 2196

S-5166

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>