

House Bill 2660

Sponsored by Representative NERON (at the request of Epilepsy Foundation of Oregon) (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires certain school districts to adopt instructional program that includes professional training component for certain school staff on administering and assisting with self-administration of seizure rescue medication for students diagnosed with seizure disorders.

Requires school district to collaborate with parent or guardian of student diagnosed with seizure disorder to develop seizure action plan authorizing school staff who have completed professional training component to administer or assist with self-administration of seizure rescue medication in accordance with plan.

A BILL FOR AN ACT

1
2 Relating to the Seizure Safe Schools Act.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Sections 2 and 3 of this 2023 Act shall be known and may be cited as the**
5 **Seizure Safe Schools Act.**

6 **SECTION 2. (1) As used in this section and section 3 of this 2023 Act:**

7 (a) "School nurse" has the meaning given that term in ORS 336.201.

8 (b) "Seizure action plan" means a written, individualized health and treatment plan de-
9 signed to prepare for the health care needs of a student diagnosed with a seizure disorder.

10 (c) "Seizure disorder" includes epilepsy and any other disorder that causes a person to
11 experience seizures.

12 (d) "Seizure rescue medication" includes:

13 (A) Medication approved by the United States Food and Drug Administration for which
14 a prescription is required to treat the symptoms of a seizure disorder.

15 (B) A manual dose of electrical stimulation using vagus nerve stimulation therapy.

16 (2) Each school district board shall adopt an instructional program regarding seizure
17 disorders and techniques for managing the health care needs of students diagnosed with a
18 seizure disorder.

19 (3) School districts must include in the program:

20 (a) A professional training component for administrators, teachers, school nurses and
21 other school personnel that provides instruction on how to:

22 (A) Recognize the signs and symptoms of a seizure and provide the appropriate first-aid
23 response;

24 (B) Administer seizure rescue medication in accordance with a student's seizure action
25 plan developed under section 3 of this 2023 Act; and

26 (C) Assist with the self-administration of seizure rescue medication by a student diag-
27 nosed with a seizure disorder in accordance with the student's seizure action plan developed
28 under section 3 of this 2023 Act.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 (b) Age-appropriate instruction to educate students about seizure disorders.

2 (c) Any other requirement or criteria prescribed by the Department of Education by rule.

3 (4) The professional training component described under subsection (3) of this section:

4 (a) Must provide instruction that is consistent with seizure recognition and first-aid re-
5 sponse training developed by a national nonprofit organization that supports the welfare of
6 individuals with seizure disorders.

7 (b) May be provided in person or online.

8 (5) Each school district shall require at least two full-time employees to complete the
9 professional training component described under subsection (3) of this section at least once
10 every two years.

11 (6) The Department of Education shall provide technical assistance to school districts in
12 the development and implementation of the instructional program required by this section.

13 (7) The requirements of this section and section 3 of this 2023 Act apply to school dis-
14 tricts in which a student diagnosed with a seizure disorder is enrolled.

15 **SECTION 3.** (1) Each school district shall collaborate with the parent or guardian of a
16 student diagnosed with a seizure disorder to develop a seizure action plan, which must in-
17 clude at a minimum:

18 (a) A written statement, signed by the parent or guardian of the student, authorizing
19 school personnel who have completed the professional training component of the instruc-
20 tional program required under section 2 of this 2023 Act to administer seizure rescue
21 medication to the student or assist with the student's self-administration of the seizure
22 rescue medication specified in the student's seizure action plan.

23 (b) A written statement from the student's health care provider stating:

24 (A) The name of the student diagnosed with a seizure disorder; and

25 (B) The name of the prescribed seizure rescue medication along with the required dosage
26 and directions for use.

27 (2) Each school district shall adopt policies that prohibit school personnel from adminis-
28 tering or assisting in a student's self-administration of seizure rescue medication unless so
29 authorized in a seizure action plan developed under this section.

30 (3) Any seizure rescue medication provided to a school district to be administered under
31 a seizure action plan developed under this section must be in the original and unopened
32 package, bearing the prescription label of the dispensing pharmacy or physician.

33 (4) A seizure action plan developed under subsection (1) of this section:

34 (a) Must be filed in the office of the school nurse or school administrator in an appri-
35 e student file maintained for that purpose.

36 (b) Is valid for one school year.

37 (c) May be renewed each school year.

38 (d) Must comply with requirements for seizure action plans established by the Depart-
39 ment of Education by rule.

40 (e) Is confidential except that the plan may be distributed to school personnel who have
41 completed the professional training component of the instructional program required under
42 section 2 of this 2023 Act.

43 (5) No administrator, teacher, school nurse or other school personnel shall be subject to
44 civil or criminal liability or professional disciplinary action for participating in good faith
45 compliance with the provisions of this section.

