

119TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To amend the Elementary and Secondary Education Act of 1965 to authorize a grant program to support students who have epilepsy or a seizure disorder.

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IN THE SENATE OF THE UNITED STATES

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\_\_\_\_\_ introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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## **A BILL**

To amend the Elementary and Secondary Education Act of 1965 to authorize a grant program to support students who have epilepsy or a seizure disorder.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Seizure Awareness and  
5 Preparedness Act”.

6 **SEC. 2. GRANT PROGRAM TO SUPPORT STUDENTS WHO**  
7 **HAVE EPILEPSY OR A SEIZURE DISORDER.**

8 (a) IN GENERAL.—Title IV of the Elementary and  
9 Secondary Education Act of 1965 (20 U.S.C. 7101 et  
10 seq.) is amended by adding at the end the following:

1 **“PART G—GRANT PROGRAM TO SUPPORT STU-**  
2 **DENTS WHO HAVE EPILEPSY OR A SEIZURE**  
3 **DISORDER**

4 **“SEC. 4701. GRANT PROGRAM TO SUPPORT STUDENTS WHO**  
5 **HAVE EPILEPSY OR A SEIZURE DISORDER.**

6 “(a) DEFINITIONS.—In this section:

7 “(1) INDIVIDUALIZED EMERGENCY HEALTH  
8 CARE PLAN.—The term ‘individualized emergency  
9 health care plan’ means a document developed by a  
10 student’s health care provider, in consultation with  
11 the parent of a student with epilepsy or a seizure  
12 disorder, other appropriate medical professionals  
13 who may be providing epilepsy or seizure disorder  
14 care to the student, and the school nurse, which out-  
15 lines a set of procedural guidelines that provide spe-  
16 cific directions about what to do in a particular  
17 emergency situation and is signed by the health care  
18 provider, the parent, and the school nurse.

19 “(2) INDIVIDUALIZED HEALTH CARE PLAN.—  
20 The term ‘individualized health care plan’ means a  
21 document developed by a student’s health care pro-  
22 vider, in consultation with the parent of a student  
23 with epilepsy or a seizure disorder, other appropriate  
24 medical professionals who may be providing epilepsy  
25 or seizure disorder care to the student, and the  
26 school nurse, which is consistent with the rec-

1       ommendations of the student’s health care provider  
2       and which sets out the health services needed by the  
3       student at school and is signed by the health care  
4       provider, the parent, and the school nurse.

5       “(b) AUTHORIZATION OF GRANT PROGRAM.—The  
6       Secretary shall award grants to States, on a competitive  
7       basis, to enable the States to award subgrants to local  
8       educational agencies to carry out a program that supports  
9       students with epilepsy and seizure disorders in schools.

10       “(c) APPLICATIONS FOR GRANTS.—A State that de-  
11       sires to receive a grant under this section shall submit an  
12       application to the Secretary at such time, in such manner,  
13       and accompanied by such information as the Secretary  
14       may require.

15       “(d) SUBGRANTS AUTHORIZED.—

16               “(1) IN GENERAL.—A State that receives a  
17       grant under this section shall use the grant funds to  
18       award subgrants to local educational agencies to en-  
19       able the local educational agencies to carry out a  
20       program that funds training of school personnel on  
21       seizure awareness and preparedness that covers indi-  
22       vidualized health care plans and individualized emer-  
23       gency health care plans for students who have epi-  
24       lepsy or a seizure disorder.

1           “(2) APPLICATIONS FOR SUBGRANTS.—A local  
2 educational agency that desires to receive a subgrant  
3 under this subsection shall submit an application to  
4 the State at such time, in such manner, and accom-  
5 panied by such information as the State may re-  
6 quire.

7           “(3) USE OF SUBGRANT FUNDS.—

8           “(A) IN GENERAL.—

9           “(i) REQUIRED USE.—A local edu-  
10 cational agency that receives a subgrant  
11 under this subsection shall use the  
12 subgrant funds to carry out a program in  
13 the elementary schools and secondary  
14 schools served by such agency to fund  
15 training of school personnel on seizure  
16 awareness and preparedness that covers in-  
17 dividualized health care plans and individ-  
18 ualized emergency health care plans for  
19 students who have epilepsy or a seizure  
20 disorder.

21           “(ii) PERMISSIVE USES.—A local edu-  
22 cational agency that receives a subgrant  
23 under this subsection may use the  
24 subgrant funds for—

1                   “(I) training of school personnel  
2                   to administer or assist with the ad-  
3                   ministration of seizure medications;

4                   “(II) training and education of  
5                   students on seizure awareness and  
6                   preparedness;

7                   “(III) recruiting, hiring, and re-  
8                   taining dedicated compliance staff  
9                   who are responsible for ensuring that  
10                  all training and program requirements  
11                  related to seizure awareness, pre-  
12                  paredness, and management are con-  
13                  sistently met; and

14                  “(IV) other activities or pro-  
15                  grams determined appropriate by the  
16                  Secretary.

17                  “(B) INFORMATION INCLUDED.—It is rec-  
18                  ommended that each individualized health care  
19                  plan and each individualized emergency health  
20                  care plan include the following information:

21                  “(i) Written orders from the student’s  
22                  physician or advanced practice nurse out-  
23                  lining the epilepsy or seizure disorder care.

1                   “(ii) The symptoms of the epilepsy or  
2 seizure disorder for that particular student  
3 and recommended care.

4                   “(iii) Full participation in exercise  
5 and sports, and any contraindications to  
6 exercise, or accommodations that shall be  
7 made for that particular student.

8                   “(iv) Accommodations for school trips,  
9 after-school activities, class parties, and  
10 other school-related activities.

11                   “(v) Education of all school personnel  
12 about epilepsy and seizure disorders, how  
13 to recognize and provide care for epilepsy  
14 and seizure disorders, and when to call for  
15 assistance.

16                   “(vi) Medical and treatment issues  
17 that may affect the educational process of  
18 the student with epilepsy or the seizure  
19 disorder.

20                   “(vii) The student’s ability to manage,  
21 and the student’s level of understanding of,  
22 the student’s epilepsy or seizure disorder.

23                   “(viii) How to maintain communica-  
24 tion with the student, the student’s parent

1 and health care team, the educational  
2 staff, and the school nurse.

3 “(C) TRAINING REQUIRED.—

4 “(i) IN GENERAL.—Each local edu-  
5 cational agency carrying out a program  
6 supported with subgrant funds shall ensure  
7 that the school nurse assigned to a par-  
8 ticular elementary school or secondary  
9 school supported by the program—

10 “(I) coordinates the provision of  
11 epilepsy and seizure disorder care at  
12 such school; and

13 “(II) ensures that all staff are  
14 trained not less often than every 2  
15 years in the care of students with epi-  
16 lepsy and seizure disorders, including  
17 staff working with school-sponsored  
18 programs outside of the regular school  
19 day, as provided in individualized  
20 health care plans and individualized  
21 emergency health care plans.

22 “(ii) INSTRUCTION.—The training re-  
23 quired under clause (i) shall include a De-  
24 partment of Education-approved on-line or  
25 in-person course of instruction provided by

1           1 or more nonprofit national organizations  
2           that support the welfare of individuals with  
3           epilepsy and seizure disorders.

4           “(D) SCHOOL BUS DRIVERS.—Each local  
5           educational agency carrying out a program sup-  
6           ported with subgrant funds shall ensure that  
7           each school bus driver who transports a student  
8           with epilepsy or a seizure disorder receives no-  
9           tice of the student’s condition, information on  
10          how to provide care for epilepsy or the seizure  
11          disorder, emergency contact information, epi-  
12          lepsy and seizure disorder recognition and first  
13          aid training, and parent contact information.

14          “(E) RELEASE.—Each local educational  
15          agency carrying out a program supported with  
16          subgrant funds shall ensure that the school  
17          nurse assigned to a particular elementary  
18          school or secondary school supported by the  
19          program obtains a release from each parent of  
20          a student with epilepsy or a seizure disorder  
21          who requests an individualized health care plan  
22          or an individualized emergency health care plan,  
23          to authorize the sharing of medical information  
24          between the student’s physician or advanced  
25          practice nurse and other health care providers.



