

South Carolina General Assembly
125th Session, 2023-2024

H. 3309

STATUS INFORMATION

General Bill

Sponsors: Reps. Gilliam, Pope, Erickson, Bradley and Davis

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Introduced in the House on January 10, 2023

Currently residing in the House

Summary: Seizure Safe Schools Act

HISTORY OF LEGISLATIVE ACTIONS

Date	Body	Action Description with journal page number
12/8/2022	House	Prefiled
12/8/2022	House	Referred to Committee on Education and Public Works
1/10/2023	House	Introduced and read first time (House Journal-page 129)
1/10/2023	House	Referred to Committee on Education and Public Works (House Journal-page 129)
2/21/2023	House	Member(s) request name added as sponsor: Erickson, Bradley
3/1/2023	House	Member(s) request name added as sponsor: Davis

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A BILL

11 TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ENACTING THE “SEIZURE SAFE
12 SCHOOLS ACT” BY ADDING SECTION 59-63-97 SO AS TO REQUIRE THE ESTABLISHMENT
13 OF SEIZURE ACTION PLANS IN PUBLIC SCHOOLS, AND TO PROVIDE REQUIREMENTS
14 FOR SUCH PLANS AND THEIR IMPLEMENTATION, AMONG OTHER THINGS.
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16 Be it enacted by the General Assembly of the State of South Carolina:

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18 SECTION 1. This act must be known and may be cited as the “Seizure Safe Schools Act”.

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20 SECTION 2. Article 1, Chapter 69, Title 59 of the S.C. Code is amended by adding:

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22 Section 59-63-97. (A) As used in this section, “seizure action plan” means a written, individualized
23 health plan between a school and the parent or legal guardian of a student who is diagnosed with a
24 seizure disorder. Such a plan must acknowledge the health care needs of the student, prepare both
25 parties to meet those needs, and apply over the course of a school year.

26 (B)(1) The parent or legal guardian of a student may petition a school the student attends for the
27 development of a seizure action plan for the student if the student is:

28 (a) diagnosed with a seizure disorder; and

29 (b) enrolled in the school.

30 Upon receipt of the parent or legal guardian’s petition, the school and parent or legal guardian shall
31 develop a plan in accordance with the provisions of this section.

32 (2) A school shall keep each seizure action plan on file in the office of a school administrator or
33 school nurse employed by the school, if any, and make the plan available to school personnel and, with
34 the permission of the parent or legal guardian of the student, a volunteer responsible for the supervision
35 of the student. The parent or guardian and the school shall develop the seizure action plan consistent
36 with policies and procedures developed by the governing body of the school. At a minimum, the plan
37 must include:

38 (a) a written statement from the health care provider of the student with:

39 (i) the name of the student;

40 (ii) seizure medication prescribed to the student;

- 1 (iii) the dosage and method of administering the seizure medication;
- 2 (iv) the frequency of administration of the seizure medication; and
- 3 (v) the symptoms necessitating administration of the seizure medication;

4 (b) a written statement from the parent or legal guardian indicating whether school personnel or
5 volunteers are permitted to administer the seizure medication to the student in the applicable school
6 year, which must be renewed in each subsequent school year the student attends the school; and

7 (c) if school personnel or volunteers who meet the training requirements of this section are
8 permitted to administer the seizure medication to the student, a written statement that the parent or legal
9 guardian will provide the school with at least one, unopened dosage of the medication with an intact
10 pharmaceutical label. The school shall store the medication in a safe and secure location accessible
11 only by school personnel or volunteers with training to administer seizure medication in accordance
12 with subsection (C).

13 (C) In instances where a student needs seizure medication, the school nurse has primary
14 responsibility for the administration of the medication. In the event the school nurse is not available for
15 any reason, at least one other employee in each school must be trained to administer or assist with the
16 self-administration of seizure medication provided to the school pursuant to subsection (B). Each
17 school district shall adopt minimum training requirements for these employees and for any volunteer
18 that may supervise students with seizure disorders if the volunteer elects to receive the training. The
19 training requirements must be consistent with training guidelines established by the Epilepsy
20 Foundation of America, Inc., Epilepsy Alliance America, or their successors.

21 (D) Each school district shall adopt a policy outlining the requirements of a seizure education
22 program for all school personnel having direct contact with students in grades kindergarten through
23 twelve. The seizure education program must be administered on an annual basis in each public school
24 and, at a minimum, must:

- 25 (1) provide instruction in administering seizure medications;
- 26 (2) provide instruction in recognizing signs and symptoms of seizures and the appropriate steps to
27 be taken to respond to symptoms of a seizure; and
- 28 (3) be consistent with guidelines established by the Epilepsy Foundation of America, Inc.,
29 Epilepsy Alliance America, or their successors.

30 (E) Each school district shall:

- 31 (1) adopt a policy requiring all principals, guidance counselors, and teachers in the school to
32 complete at least one hour of self-study review of seizure disorder materials each school year; and
- 33 (2) select the materials for study in accordance with current practices and standards.

34 (F) The State Department of Education shall develop an informational poster on seizure first aid
35 which it must provide online to all public and private schools at no charge. Each public school shall
36 display at least one such poster in at least one visible, high-traffic area in the school. The placement of

1 such poster is in the sole discretion of the school.

2 (G) The State Board of Education shall develop a policy regarding seizures for all schools operated
3 under the control of the board.

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5 SECTION 3. This act takes effect July 1, 2024.

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