

SB 433-FN - AS INTRODUCED

2026 SESSION

26-2017  
12/09

SENATE BILL        **433-FN**

AN ACT            establishing the seizure safe schools act.

SPONSORS:        Sen. Lang, Dist 2; Sen. Birdsell, Dist 19; Sen. McGough, Dist 11; Sen. Innis, Dist 7; Sen. Gray, Dist 6; Sen. Gannon, Dist 23; Sen. Abbas, Dist 22; Sen. Watters, Dist 4; Sen. Rosenwald, Dist 13; Sen. Carson, Dist 14; Sen. Perkins Kwoka, Dist 21; Sen. Fenton, Dist 10; Sen. Pearl, Dist 17; Sen. Rochefort, Dist 1; Sen. Altschiller, Dist 24; Rep. Moffett, Merr. 4; Rep. Telerski, Hills. 11

COMMITTEE:      Education

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ANALYSIS

This bill requires schools to train at least 2 personnel in recognizing the symptoms of seizures and the administration of seizure rescue medication in the event a seizure occurs at school. Parent or guardian permission is required for the administration of seizure rescue medicine. The bill also establishes a seizure education program in public schools.

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Explanation:     Matter added to current law appears in ***bold italics***.  
Matter removed from current law appears [~~in brackets and struckthrough.~~]  
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.



1 guidelines for training of school personnel in the seizure disorder protocols covered under this  
2 subdivision.

3 200:41-d Administration. Before a seizure rescue medication can be administered to a student  
4 to treat seizure disorder symptoms, the student's parent or legal guardian shall:

5 I. Provide the school with written or electronic authorization to administer the medication at  
6 school;

7 II. Provide a written statement from the student's healthcare provider that shall contain the  
8 following information:

9 (a) The student's name;

10 (b) The name and purpose of the medication;

11 (c) The prescribed dosage;

12 (d) The route of administration;

13 (e) The frequency that the medication should be administered; and

14 (f) The circumstances under which the medication should be administered;

15 III. Provide the prescribed medication to the school in its unopened, sealed package with the  
16 label affixed by the dispensing pharmacy intact. The school shall store the medication under  
17 paragraph III of this section in a safe and secure location accessible only by school personnel or  
18 volunteers with training to administer seizure medication; and

19 IV. Collaborate with school personnel to create a seizure action plan.

20 200:41-e Authorization to Administer Seizure Rescue Medication.

21 I. The written authorization, written statement, and seizure action plan required in RSA  
22 200:40-i shall be:

23 (a) Kept on file in the office of the school nurse or school administrator; and

24 (b) Distributed to any school personnel or volunteers responsible for the supervision or  
25 care of the student.

26 II. The written or electronic authorization for the administration of seizure rescue  
27 medications provided for in RSA 200:40-i, I shall be effective for the school year in which it is  
28 granted and may be renewed each following school year upon fulfilling the requirements of RSA  
29 200:40-i and RSA 200:40-j.

30 200:41-f Exclusions. This subdivision shall apply only to a school that has a student enrolled  
31 who has a seizure disorder and has a seizure rescue medication or other medication prescribed by  
32 the student's healthcare provider to treat seizure disorder symptoms approved by the United States  
33 Food and Drug Administration or any successor agency.

34 200:41-g Limitation on Liability.

35 I. A school employee may not be subject to any disciplinary proceeding resulting from an  
36 action taken in compliance with this subdivision.

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1           II. Any employee acting in accordance with the provisions of this act shall be immune from  
2 civil liability unless the actions of the employee rise to a level of reckless or intentional misconduct.

3           III. A school nurse shall not be responsible for or subject to disciplinary action for actions  
4 performed by a volunteer.

5           200:41-h Seizure Education Program.

6           I. Each public school district shall develop an age-appropriate seizure education program  
7 consistent with training programs and guidelines developed by the Epilepsy Foundation of America  
8 and any successor organization.

9           II. The state board of education shall adopt rules for the development and implementation of  
10 the seizure education program and the procedures for the development and content of seizure action  
11 plans.

12           2 New Paragraph; Seizure Education Program. Amend RSA 186:11 by inserting after  
13 paragraph XXXVII the following new paragraph:

14           XXXVIII. Adopt rules pursuant to RSA 541-A for the development and implementation of  
15 the seizure education program and the procedures for the development and content of seizure action  
16 plans as defined in RSA 200:41-h, II.

17           3 Effective Date. This act shall take effect 60 days after its passage.

**SB 433-FN- FISCAL NOTE  
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AN ACT establishing the seizure safe schools act.

**FISCAL IMPACT:**

<b>Estimated Political Subdivision Impact</b>				
	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>	<b>FY 2029</b>
<b>Local Revenue</b>	\$0	\$0	\$0	\$0
<b>Local Expenditures</b>	\$0	Indeterminable	Indeterminable	Indeterminable

**METHODOLOGY:**

This bill, assumed to be effective for the 2026-2027 school year, establishes the “Seizure Safe Schools Act”, with the following requirements:

- Schools (public, charter, private) must provide staff who work with students for up to 75 minutes, seizure recognition and first aid training every two years.
- Each school must have at least two trained employees able to administer or assist with seizure rescue medication or vagus nerve stimulator use; one must be a full-time nurse.
- Schools must keep on file, parent authorization, provider statement, and a seizure action plan for any student with a seizure disorder or prescribed seizure medication.
- Seizure medications must be securely stored and accessible only to trained personnel.
- Public districts must implement age-appropriate seizure education aligned with Epilepsy Foundation guidelines.
- The State Board of Education must adopt rules for seizure education programs and seizure action plan procedures.

The Department of Education makes the following assumptions relative to this bill:

- Increase training would be required for all school staff.
- There would be an increase in required documentation and record keeping by the school nurse or school administrator for all students who have a seizure disorder and have seizure rescue medication or other medication prescribed by the student's healthcare provider to treat seizure disorder symptoms.
- Districts would need to allocate time and resources to develop and implement an age-appropriate seizure education program.

- The State Board of Education would need to allocate time and resources to adopt rules for the development and implementation of the seizure education program and the procedures for the development and content of seizure action plans.

To comply with the requirements of this bill, school districts may see an increase in costs. Any costs are indeterminable and would vary by district. Any impact to the state, relative to personnel and administrative resources allocated for adopting rules through the State Board of Education would likely be absorbed within the Department's existing operating budget.

**AGENCIES CONTACTED:**

Department of Education