

DEPARTMENT OF EDUCATION

Colorado State Board of Education

RULES FOR INDIVIDUALIZED MEDICAL SEIZURE ACTION PLANS

1 CCR 301-112

[Editor's Notes follow the text of the rules at the end of this CCR Document.]

0.0 STATEMENT OF BASIS AND PURPOSE

The statutory basis for these rules is 22-1-132, C.R.S., which requires the State Board of Education to promulgate rules for individualized medical seizure action plans, including training and seizure care guidelines. Statute requires the Department, in collaboration with recognized sources on epilepsy and seizure disorders and a state organization that represents school nurses, to develop strategic resources to improve safety for students who have been diagnosed with a seizure disorder.

1.0 DEFINITIONS

- 1.01 "Appropriate staff" means one or more employees of the school whom the principal or equivalent executive, in consultation with the school nurse or health-care practitioner, determines to be the appropriate recipient or recipients of free seizure recognition and first aid training developed by recognized sources on epilepsy and seizure disorders, as identified by the Department of Education. "Appropriate staff" may include but need not be limited to employees who have direct contact with and supervision of students who have a seizure disorder.
- 1.02 "Department" means the department of education created and existing pursuant to section 24-1-115, C.R.S.
- 1.03 "Designated employee" means an employee of the school who is designated and trained by the school nurse or health-care practitioner on how to administer or assist with the administration of seizure treatment and medications, seizure rescue medications, and manual vagus nerve stimulation.
- 1.03 "Public school" means a public school in the state that enrolls students in any of grades kindergarten through twelfth grade, including a traditional public school of a school district; a charter school of a school district; an Institute charter school; or an approved facility school, as defined in C.R.S. 22-2-402(1).
- 1.04 "Seizure action plan" means a written, individualized seizure action plan for a specific student, created by the school nurse or health-care practitioner, in conjunction with the student's parent or legal guardian and the student's physician, as appropriate, that is designed to acknowledge and prepare for the healthcare needs of a student diagnosed with a seizure disorder. The seizure action plan must be in accordance with the guidelines developed by the department of education.
- 1.05 "Seizure disorder" means a medical condition, including epilepsy, in which episodes of uncontrolled activity in the brain produce symptoms that produce one or more seizures.

2.0 INDIVIDUALIZED SEIZURE ACTION PLANS

- 2.01 If a student has a diagnosed seizure disorder and the student might need medical intervention with seizure-related care in a school setting or school activity, the student's parent or legal

guardian is encouraged to create, in conjunction with school personnel, sign, and submit to the student's school an individualized seizure action plan for the student. The school nurse or health-care practitioner shares responsibility with the school administrators for the management of the student's seizure disorder while the student is at school, during any school-sponsored activities, and while in transit to or from school or school-sponsored activities if the student is being transported by school district personnel.

- 2.02 A student's parent or legal guardian is encouraged to submit the required information for the student's individualized seizure action plan or amended seizure action plan to the student's school: at the beginning of the school year or upon the student's enrollment; as soon as practicable following the student's diagnosis of a seizure disorder; or if a student's health status changes significantly during the school year. A parent or legal guardian is encouraged to inform the school, in a timely manner, of any changes needed to the student's individualized seizure action plan or emergency contact information.
- 2.03 A public school must follow the school district's or public school's medication policy in approving the individualized seizure action plan and ensuring that the individualized seizure action plan is in accordance with the "Nurse and Nurse Aide Practice Act," article 255 of title 12 of the Colorado Revised Statutes.

3.0 TRAINING

- 3.01 Within sixty days after the beginning of the 2021-22 academic year and each year thereafter, each public school must provide training to one or more appropriate staff on the recognition of the signs and symptoms of seizures and the appropriate steps for seizure first aid.
- 3.02 No later than eight weeks after a public school is notified of a student who has been diagnosed with a seizure disorder or the receipt of an individualized seizure action plan signed by the student's parent or legal guardian, whichever is later, the public school must have at least one designated employee who has met the training requirements necessary to administer or assist with the administration of seizure treatment medications, seizure rescue medications, and manual vagus nerve stimulation.

4.0 SEIZURE CARE GUIDELINES

- 4.01 By October 2021, in order to support school districts in meeting the requirements of the law, the Department, in consultation with recognized sources on epilepsy and seizure disorders and a state organization that represents school nurses, must develop seizure care guidelines. The guidelines must identify recognized sources that provide training for school personnel on seizure recognition and seizure first aid for epilepsy and seizure disorders. Such guidelines must be consistent with programs and guidelines developed by these recognized sources.
- 4.02 The Department must review such guidelines at least every three years to ensure that they remain consistent with best practices.