

<b>LFC Requester:</b>	<b>Sunny Liu</b>
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**AGENCY BILL ANALYSIS - 2025 REGULAR SESSION**

**WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO**

**[AgencyAnalysis.nmlegis.gov](http://AgencyAnalysis.nmlegis.gov) and email to [billanalysis@dfa.nm.gov](mailto:billanalysis@dfa.nm.gov)**

*(Analysis must be uploaded as a PDF)*

**SECTION I: GENERAL INFORMATION**

*{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}*

**Date Prepared:** 02/06/2025 *Check all that apply:*  
**Bill Number:** HB300 Original  Correction  
 Amendment  Substitute

**Sponsor:** Martin R. Zamora **Agency Name and Code Number:** New Mexico Public Schools Insurance Authority 34200  
**Person Writing:** Dominique Williams **Email:** Dominique.williams@psia.nm.gov  
**Short Title:** SEIZURE SAFE SCHOOLS ACT **Phone:** 505-469-5541 :

**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		

(Parenthesis ( ) indicate expenditure decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		

(Parenthesis ( ) indicate revenue decreases)

**ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)**

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
<b>Total</b>						No fiscal impact

(Parenthesis ( ) Indicate Expenditure Decreases)

## **SECTION III: NARRATIVE**

### **BILL SUMMARY**

#### **Synopsis:**

HB300 proposes the Seizure Safe Schools Act, which aims to provide seizure disorder management and care in schools. HB300 mandates seizure disorder training in schools, requires a written Seizure Action Plan for affected students, ensures access to trained personnel, and provides legal protections for staff. It aims to make schools safer and more accommodating for students with seizure disorders.

#### **Training Requirements:**

The New Mexico Department of Education must adopt rules for training school employees and bus drivers on seizure disorder management by December 31, 2025. Training on, seizure disorder awareness, recognition of symptoms, seizure first aid. Schools with students diagnosed with seizure disorders must have at least two trained employees (including school nurses or designated "").

#### **Seizure Action Plan (SAP):**

Parents/guardians of students with seizure disorders must submit a Seizure Action Plan to the school. The SAP must include physician instructions, student's symptoms and treatment needs, accommodation for school activities, and emergency contacts. The plan must be reviewed and shared with relevant school employees and bus drivers.

#### **Seizure Disorder Care at Schools:**

Schools must ensure students receive appropriate care per their SAP. School nurses or seizure care personnel are required to administer seizure medications, assist with seizure rescue medication, and help with medical devices like vagus nerve stimulation devices. Care must be available during school hours, extracurricular activities, and bus rides if no trained driver is present.

#### **Voluntary Training for Staff:**

Schools must recruit volunteers if there are insufficient trained personnel. No employee can be forced to participate. Seizure care personnel do not need to be healthcare practitioners.

#### **Legal Protections:**

Immunity from liability for school employees (including nurses and bus drivers) who provide seizure care in good faith. Protection does not apply in cases of willful misconduct, gross negligence, or recklessness.

#### **Compliance with Federal Laws:**

The bill ensures that students' rights under the Individuals with Disabilities Education Act (IDEA), Section 504 of the Rehabilitation Act, and the Americans with Disabilities Act (ADA) remain intact.

### **FISCAL IMPLICATIONS**

NMPSIA does not foresee any financial implications for the agency.

## **SIGNIFICANT ISSUES**

There is no provision for a school district without a full-time nurse or for a district that has no volunteers.

## **PERFORMANCE IMPLICATIONS**

Are bus drivers included in the count as one of the seizure care personnel?

## **ADMINISTRATIVE IMPLICATIONS**

## **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

House Bill 300 is similar in nature to Senate Bill 246.

## **TECHNICAL ISSUES**

## **OTHER SUBSTANTIVE ISSUES**

## **ALTERNATIVES**

## **WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

## **AMENDMENTS**