



STATE OF HAWAII
DEPARTMENT OF EDUCATION
P.O. BOX 2360
HONOLULU, HAWAII 96804

Date: 02/13/2013

Committee: House Health

Department: Education

Person Testifying: Kathryn S. Matayoshi, Superintendent of Education

Title of Bill: HB 1099 RELATING TO HEALTH

Purpose of Bill: Requires schools with enrolled students with diabetes to provide diabetes care by a nurse or trained diabetes care personnel during school hours and at all school-related functions. Permits students with diabetes to administer their own diabetes care.

Department's Position:

The Department of Education (Department) opposes HB 1099. In light of the Department protocols and practices currently in place, legislation is unnecessary. HB 1099 also creates unfunded mandates.

The Department has addressed the needs of Hawaii public school students with diabetes through the following established guidelines, training, accommodations, and reports:

1. Diabetes training guidelines, Employee training, Diabetes care personnel training coordination

The Department has established diabetes guidelines and care protocols for School Health Aides (SHAs) as provided in the School Health Aide Manual. Emergency Action Plans (EAPs) for Diabetes hypoglycemia and Diabetes hyperglycemia are also provided. Plans and forms include behavioral and physical symptoms, and specific actions to take.

With an expertise in diabetes care, the Department of Health (DOH) Public Health Nurse (PHN) provides child specific diabetes information and offers training to volunteer school staff. Training is delivered at the beginning of each school year.

2. Diabetes medical management plan

The DOH PHN provides the school with a written recommendation based on information garnered from their assessment and the DOH form, "Individualize Student Diabetes Plan" (ISDP) for Care of Diabetes at School." The information from the ISDP form and the DOH PHN's written recommendations may be incorporated in the student's 504 Plan.

3. Required care

Skilled Nursing Services may be contracted by the Department to provide and perform diabetes care for the student due to the age of the student or severity of the diabetes.

4. School assignment, Provision of care

Hawaii Administrative Rule Chapter 61 reflects the changes in Section 504 and the Americans with Disabilities Act Amendments Act (ADAAA) of 2008 (effective January 1, 2009). The ADAAA expanded eligibility under Section 504. Diabetes is an endocrine function impairment and a student with diabetes is Section 504 eligible.

(Section 504 is a federal law designed to protect the rights of individuals with disabilities in programs and activities that receive Federal financial assistance from the U.S. Department of Education.)

5. Independent monitoring and treatment:

A student's 504 Plan documents any accommodations required due to the impact of diabetes on the student's ability to learn, think, concentrate, or to allow the student to self-administer blood glucose testing, etc. The student's diabetes plan would be part of his/her 504 Plan. Thus, team members, including teachers, responsible for the implementation of the student's 504 Plan.

6. Reports

The Department maintains data concerning students with diabetes requiring Skilled Nursing Services. The DOH PHNs also keep data regarding the number of students in Hawaii public schools with Type I diabetes. While the Department is able to publish this information on its website, the purpose of making this information public is unclear.

Thank you for the opportunity to provide testimony on this measure.



February 13, 2013

The Honorable Della Au Belatti
Chair, House Committee on Health
Hawaii State Capitol, Room 331
415 S Beretania Street
Honolulu, HI 96813

HB 1099 SUPPORT

Dear Chair Au Belatti:

I write to convey the support of the Novo Nordisk for HB 1099 to address the care of students with diabetes in Hawaii. My company is proud to lend its support to this legislation speaking from our 90 years of work finding innovative treatments for people with diabetes. This legislation is an important step in protecting the rights of children with diabetes in school settings and their families.

Novo Nordisk supports HB 1099 due to the concerns that have been expressed to the Association about gaps in the provision of care for students with diabetes in Hawaii. This legislation follows the approach that many states have taken in addressing such gaps in care by allowing non-medical school personnel to be trained to assist in the provision of care.

Additional background information about the provision of diabetes care by trained, non-medical school personnel can be found in the guide entitled, "Helping the Student with Diabetes Succeed: A Guide for School Personnel." This 2010 guide was produced through a partnership of the National Institutes of Health and the Centers for Disease Control and Prevention in collaboration with other organizations (organizations supporting its use by school personnel can be found on its second page). The guide can be found here: <http://www.ndep.nih.gov/publications> .

The approach taken in HB 1099 does not require a school to utilize trained, non-medical school personnel to provide care, rather the bill provides for this possibility at their option. Liability protections are also provided in the legislation.

HB 1099 is a smart and prudent solution in assisting with the provision of care for those times when a student needs assistance with diabetes management, whether for an everyday care need or an emergency situation. I would gratefully appreciate your consideration and urge your committee's support for this important legislation.

Sincerely,

Tom Boyer
Director, Government Affairs
Novo Nordisk Inc.

**Jill Tsuchitori
1909 Aleo Place
Honolulu, HI 96822**

February 11, 2013

Via E mail

Representative Della Au Belatti
Chair, Health Committee
House of Representatives

Re: HB 1099

Dear Representative Au Belatti:

I am writing in support of HB 1099. This bill provides the needed means to ensure that students with diabetes may adequately manage their diabetes at school as well as affording them the full opportunity to participate in school and learning activities..

I am a mother of a 13 year old student with diabetes, as well as a 30 year veteran of the disease. The key to living with diabetes successfully is hands-on daily management: testing blood sugars, administering insulin, eating fast-acting sugars. It takes little time and can be done with little fanfare. Yet all too often students encounter resistance from the schools when they ask to be able to carry their test equipment with them and take care of their needs as they arise. It is not always safe or convenient to be in a health room to perform these management activities. In fact, a person who successfully manages his or her diabetes, learns to do so in any environment. I've checked my blood sugar in freezing temperatures while roped together with my fellow climbers on a glacier in Italy. I learned, blood on a test strip can freeze before the reader makes its reading!

In addition, families of students with diabetes need to know that the student will be able to manage his or her diabetes in this way year in and year out. I've heard stories of great experiences with sympathetic school administrators and teachers. But families have no assurance that the next school year will bring the same understanding.

My son was diagnosed with diabetes when he was 2 years old. We had not even begun to consider schools. When he became school-aged, we looked at our options. First, I knew I had to stay at home to ensure that my son would receive the care he would need. I gave up my career. Although before diagnosis I had envisioned picking up my career after a brief hiatus before my children reached school, it quickly became all too apparent that I could not expect the schools to provide the services he would need. We also decided to enroll my son in private school. Although this comes at great financial hardship, we felt more assured that we could provide my son the schooling and care he needed in the private school setting. Not every family is able to make this choice. And really, it was not a choice for me. I felt it was our only option.

This bill would go a long way to ensuring families of children with diabetes that their children will have available to them the means to care for their diabetes. I strongly urge you to support this bill.

Sincerely,

Jill Tsuchitori

I am a student with diabetes and I need your help protecting my rights!

Please support HB 1099

I'm 5.

I look like other kids my age, and I get to do most things they do except,

I get finger-pricked by mom or dad 8-12 x per day and

I get insulin shots by mom or dad 4-8 x per day.

My mom goes to school with me everyday. When she can't do that anymore, I will need help from someone everyday or I will get very sick and have to go to the hospital.

I don't know how or why I have diabetes, but I do. And I hope people will help me until I can take care of myself.

Thank you.

Mahalo for your kindness. With your help, I will be able to take advantage of the many educational opportunities in Hawaii and finally be Safe at School!

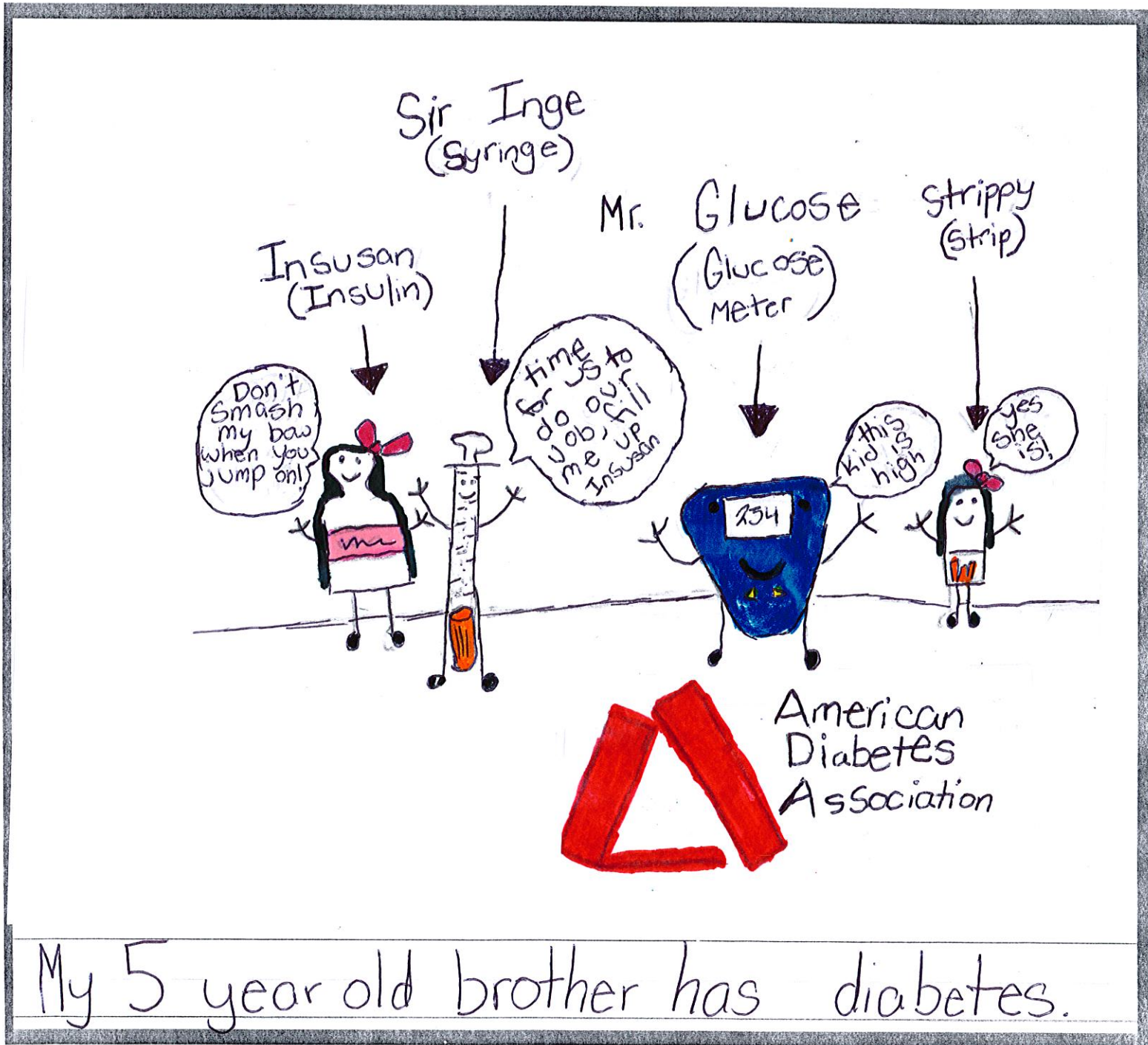
Name: Cary - 5 years. Diagnosed with Type 1 Diabetes at 18 months.

Zip code: 96825-2730



**STOP
DIABETES**

I am a student. My loved one has diabetes and we need your help protecting our rights! Please support HB 1099



Mahalo for your kindness. With your help, we will be able to take advantage of the many educational opportunities in Hawaii and finally be Safe at School!

Name: Malia

Zip code: 96825-2730



Aloha CITY Council

I am a student with diabetes and I need your help protecting my rights!

Please support HIS 1019



Mahalo for your kindness. With your help, I will be able to take advantage of the many educational opportunities in Hawaii and finally be Safe at School!

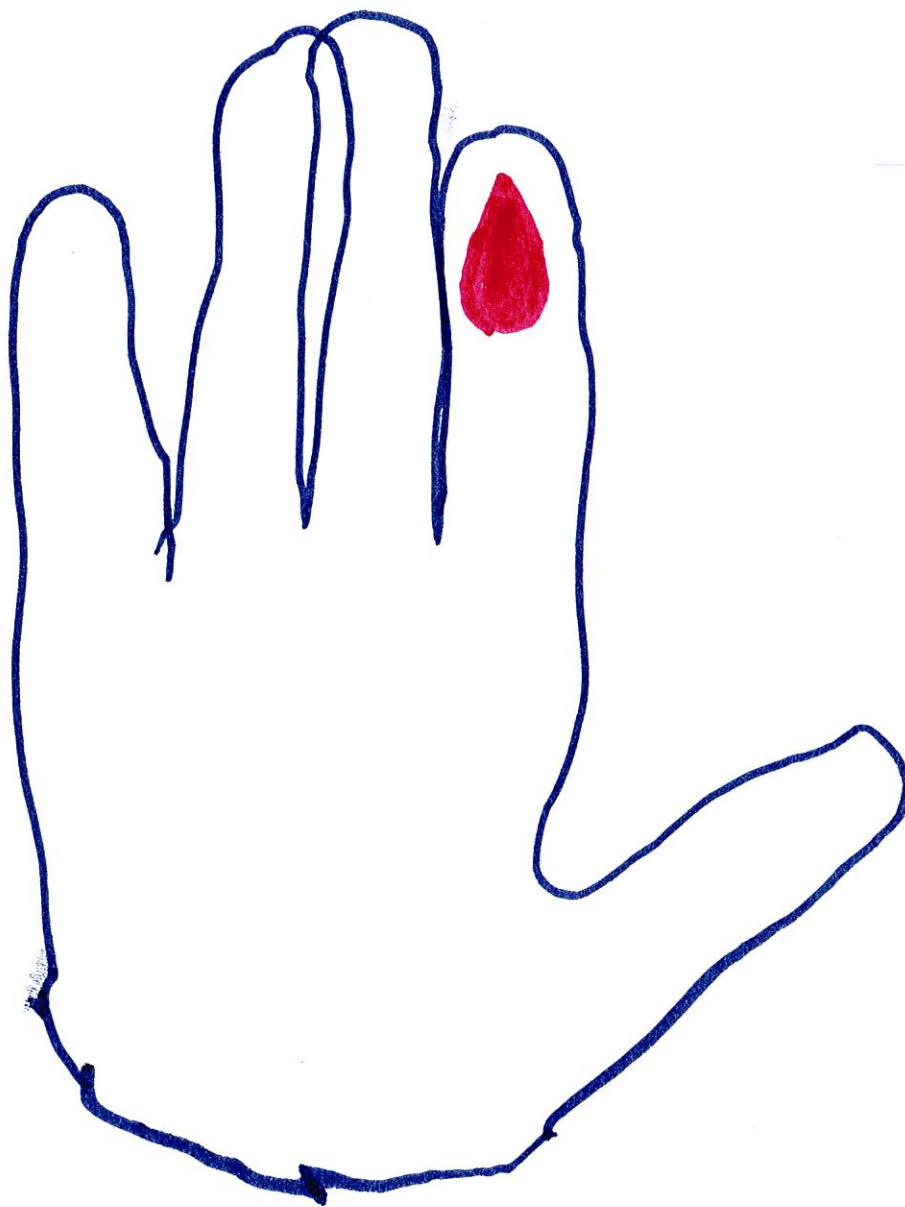
Name: Nicola S

Zip code: 96701



Aloha Legislator

I am a student. My loved one has diabetes and we need your help protecting our rights! Please support HB 1099



So they can get a job and have a good life like me.

Mahalo for your kindness. With your help, we will be able to take advantage of the many educational opportunities in Hawaii and finally be Safe at School!

Name: Logan

Zip code: 96734

