



GOV. MSG. NO. 1287

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

July 1, 2016

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Twenty-Eighth State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Joseph M. Souki,
Speaker and Members of the
House of Representatives
Twenty-Eighth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Souki, and Members of the Legislature:

This is to inform you that on July 1, 2016, the following bill was signed into law:

SB2387 SD2 HD1 CD1

RELATING TO PHYSICAL EXAMINATIONS
ACT 185 (16)

Sincerely,

A handwritten signature in black ink that reads "David Y. Ige".

DAVID Y. IGE
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO PHYSICAL EXAMINATIONS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that school physical
2 examinations are currently only conducted upon entry into the
3 public school system, usually in kindergarten. The expansion of
4 physical examination requirements for public school students
5 will help reinforce a culture of wellness and preventative
6 health care in the State. Furthermore, for children and
7 adolescents who are obese, an additional physical examination
8 visit provides an opportunity for the health care provider to
9 assess the possible causes of obesity and develop a plan to
10 support family-based lifestyle changes.

11 The purpose of this Act is to require the provision of
12 written documentation of a physical examination performed within
13 twelve months prior to attending seventh grade at a public
14 school.

15 SECTION 2. Section 302A-1159, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "§302A-1159 Physical examination required. (a) No child
18 shall attend any school for the first time in the State unless



1 the child presents to the appropriate school official a report
2 from a licensed physician, physician assistant, or advanced
3 practice registered nurse of the results of a physical
4 examination performed within [~~a year of~~] twelve months before
5 the date of attendance at school. A child may attend school
6 provisionally upon submitting written documentation from a
7 licensed physician, physician assistant, advanced practice
8 registered nurse, or other authorized representative of the
9 department of health stating that the child is in the process of
10 undergoing a physical examination. Further documentation
11 showing that the required physical examination has been
12 completed shall be submitted to the appropriate school official
13 no later than three months after the child first attends the
14 school.

15 (b) Beginning with the 2017-2018 school year, every child
16 entering seventh grade shall present to the appropriate school
17 official written documentation from a licensed physician,
18 physician assistant, or advanced practice registered nurse
19 showing completion of a physical examination performed within
20 twelve months before the date of attendance. The department
21 shall send notification of the physical examination requirement



1 to the child's parents or guardians, upon the child's entrance
2 into sixth grade, and post the requirement on the department's
3 website. By December 31 of each year, the department shall
4 provide to the department of health a list of students attending
5 seventh grade who have not submitted appropriate written
6 documentation, along with directory information as allowed under
7 the federal Family Educational Rights and Privacy Act."

8 SECTION 3. Chapter 321, Hawaii Revised Statutes, is
9 amended by adding a new section to part II to be appropriately
10 designated and to read as follows:

11 "§321- Department of education student physical
12 examination follow-up assistance and consultations. (a) No
13 later than the end of the seventh grade school year, the
14 department of health shall contact the parents or guardians of
15 students listed pursuant to section 302A-1159(b) and provide
16 information to assist those persons in obtaining a physical
17 examination for the student pursuant to section 302A-1159(b).

18 (b) Subject to the availability of funds, the department
19 of health shall also provide follow-up notice to or
20 consultations with the parents or guardians of the students
21 contacted pursuant to subsection (a) on the benefits of a

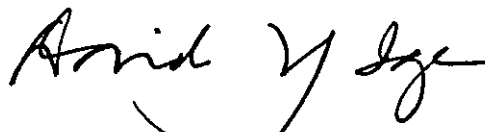


1 healthy lifestyle and preventative health care and the
2 availability of health care coverage under the federal Patient
3 Protection and Affordable Care Act or medicaid."

4 SECTION 4. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 5. This Act shall take effect upon its approval.

APPROVED this 1 day of JUL, 2016



GOVERNOR OF THE STATE OF HAWAII