
A BILL FOR AN ACT

RELATING TO SCHOOL HEALTH.

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

1 SECTION 1. The legislature finds that Act 51, Session Laws
2 of Hawaii 2004, sought to revamp education in Hawaii, in part,
3 by creating an interagency working group to develop plans for
4 transferring certain rights, powers, functions, duties, and
5 resources from various state departments to the department of
6 education. This interagency working group ceased to exist on
7 June 30, 2007.

8 The legislature further finds that the establishment of
9 such interagency working groups facilitates interagency
10 communication and in particular, will help address various
11 issues that either have not been fully resolved since Act 51 or
12 have arisen as a result of transfers implemented pursuant to Act
13 51.

14 The purpose of this Act, therefore, is to improve the
15 delivery of school health services by establishing and
16 appropriating funds for an interagency working group to create a
17 comprehensive school health program.



1 SECTION 2. (a) The department of education and department
2 of health shall jointly convene an interagency working group to
3 discuss and create a comprehensive school health program that
4 includes a comprehensive, sustainable plan to address, at
5 minimum, issues relating to:

6 (1) The development of a school health program
7 infrastructure, including school community-based
8 health programs, possible federal reimbursements, and
9 public-private partnerships, and a recommendation
10 regarding the department in which to place such a
11 program to ensure what is best for students attending
12 department of education schools;

13 (2) The transfer of public health nurses from the
14 department of health to the department of education,
15 including supervisory issues that may arise and
16 possible career pathways for public health nurses that
17 are transferred;

18 (3) The training of department of education employees and
19 agents relating to the administration of medication to
20 students by the department of health;



- 1 (4) The authorization of department of education employees
2 to receive and administer auto-injectable epinephrine
3 to students experiencing anaphylaxis;
- 4 (5) The provision of care by department of education
5 employees to students with diabetes pursuant to a
6 student's medical management plan;
- 7 (6) The possible expansion of health care workers in
8 schools, complexes, and complex areas, including
9 advanced practice registered nurses, mental health
10 counselors, and advanced health aides with additional
11 certifications;
- 12 (7) The identification of existing barriers and mechanisms
13 necessary to maximize all relevant and available
14 federal funds for services that may be offered through
15 the school health program;
- 16 (8) Any personnel issues that may arise as a result of the
17 comprehensive plan, including the transfer of
18 personnel from one department to another; and
- 19 (9) Any projected cost estimates and resource
20 requirements, as well as phase-in options for the



1 implementation of the comprehensive school health
2 program.

3 (b) Members of the working group shall include:

4 (1) The superintendent of education or the
5 superintendent's designee, who shall serve as a co-
6 chair;

7 (2) The director of health or the director's designee, who
8 shall serve as a co-chair;

9 (3) The chair of the senate standing committee on
10 education or the chair's designee;

11 (4) The chair of the house of representatives standing
12 committee on education or the chair's designee;

13 (5) The chair of the senate standing committee on health
14 or the chair's designee;

15 (6) The chair of the house of representatives standing
16 committee on health or the chair's designee;

17 (7) A representative from the special education section of
18 the department of education's curriculum and
19 instruction branch;



- 1 (8) A representative from the comprehensive student
2 support services section of the department of
3 education's student support branch;
- 4 (9) A representative from the healthcare contracts and
5 reimbursement program of the department of education's
6 office of fiscal services;
- 7 (10) A department of education complex area superintendent
8 or principal, to be chosen by the superintendent of
9 education;
- 10 (11) The chief of the department of health's public health
11 nursing branch or the chief's designee;
- 12 (12) The chief of the department of health's family health
13 services division or the chief's designee;
- 14 (13) The administrator of the department of human services'
15 med-QUEST division or the administrator's designee;
- 16 (14) A representative from the American Academy of
17 Pediatrics, Hawaii chapter;
- 18 (15) A family representative of a child with special health
19 needs, to be chosen by the governor;
- 20 (16) A family representative of a child with general needs,
21 to be chosen by the governor;



- 1 (17) The dean of the University of Hawaii at Manoa's school
2 of nursing and dental hygiene or the dean's designee;
- 3 (18) The dean of Kapiolani community college's health
4 sciences department or the dean's designee;
- 5 (19) A representative from a federally qualified community
6 health center, to be chosen by the governor;
- 7 (20) A representative from Papa Ola Lokahi;
- 8 (21) A former innovative zone health care coordinator from
9 the department of education, to be chosen by the
10 superintendent of education; and
- 11 (22) Any other person the superintendent of education and
12 director of health deem necessary for the success of
13 the working group.
- 14 (c) The working group shall submit an interim report of
15 its findings and recommendations, including any proposed
16 legislation, to the legislature no later than twenty days prior
17 to the convening of the regular session of 2016. The interim
18 report shall, at minimum, include:
- 19 (1) A finalized list of the membership of the working
20 group;



1 (2) Information on the progress made toward developing the
2 infrastructure of a school health program with a
3 comprehensive, sustainable plan;

4 (3) A proposed work plan, timelines, and responsible
5 parties therefor; and

6 (4) Recommendations concerning processes to maximize
7 applicable federal matching funds for services
8 provided through the school health program.

9 (d) The working group shall submit a final report of its
10 findings and recommendations, including any proposed
11 legislation, to the legislature no later than twenty days prior
12 to the convening of the regular session of 2017. The final
13 report shall include all findings:

14 (1) Concerning the infrastructure necessary to establish a
15 comprehensive, sustainable school health program; and

16 (2) Related to a sustainability plan with quality
17 assurance and quality improvement parameters,
18 including specific performance measures and goals for
19 continued sustainability.

20 (e) No member of the interagency working group shall be
21 made subject to chapter 84, Hawaii Revised Statutes, solely



1 because of that member's participation as a member of the
2 interagency working group.

3 (f) The interagency working group shall cease to exist on
4 December 31, 2016.

5 SECTION 3. There is appropriated out of the general
6 revenues of the State of Hawaii the sum of \$ or so much
7 thereof as may be necessary for fiscal year 2015-2016 for the
8 work of the interagency working group established in section 2
9 of this Act.

10 The sum appropriated shall be expended by the department of
11 education for the purposes of this Act.

12 SECTION 4. This Act shall take effect upon its approval;
13 provided that section 3 of this Act shall take effect on July 1,
14 2015.



Report Title:

Interagency Working Group; School Health Program

Description:

Requires the Department of Education and Department of Health to jointly establish an interagency working group to create a comprehensive school health program. Appropriates funds.
(SB841 HD1)

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