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# A BILL FOR AN ACT

RELATING TO SCHOOL-BASED HEALTH SERVICES.

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

1           SECTION 1. The legislature finds that the Hawaii keiki:  
2 healthy and ready to learn program is designed to improve access  
3 to, and the quality of, school-based health services available  
4 to Hawaii's public school students by coordinating and expanding  
5 the existing efforts of community partners and resources. This  
6 partnership program with the University of Hawaii at Manoa  
7 school of nursing and dental hygiene supports the department of  
8 education in achieving student, school, and system success by  
9 providing school health nursing and primary care services to  
10 public schools in five complex areas.

11           In 2015, the legislature appropriated general funds to  
12 improve access to, and increase the quality of, health services  
13 available to Hawaii's public school students. This  
14 appropriation led to the expansion of the Hawaii keiki program,  
15 with five advanced practice registered nurses and five  
16 registered nurses serving seven complex areas across three



1 islands. During this time, the Hawaii keiki program also  
2 established five school-based health centers.

3 The legislature further finds that the department of  
4 education is working with other state agencies, partnering  
5 organizations, and families to improve attendance, behavior, and  
6 course marks by partnering to coordinate wraparound services  
7 that address non-school factors that impede student success.  
8 Further, through the Hawaii keiki program collaboration, the  
9 departments of health and human services have identified the  
10 extent of services provided within each department targeted to  
11 public school children and the need to coordinate internal  
12 departmental activity and cross departmental efforts to develop  
13 sustainable school-based health services.

14 The legislature additionally finds that chronic  
15 absenteeism, poor health, and delayed or limited access to  
16 health care and preventive services continue to hinder students'  
17 academic success and schools' ability to meet the needs of the  
18 whole child. The legislature acknowledges that the Hawaii keiki  
19 program is an effective means by which to continue collaboration  
20 between health, human services, and education policymakers and  
21 providers to achieve sustainable comprehensive school-based



1 health services in the State to improve the academic and health  
2 outcomes of Hawaii's public school students. Working with each  
3 complex area superintendent and school principals, the Hawaii  
4 keiki program builds and enhances school-based health services  
5 that reflect the specific needs of the individual complex area  
6 according to student demographics, staffing, available support  
7 services, and access to health care within the community,  
8 including:

- 9 (1) Comprehensive screening for physical and behavioral  
10 health conditions;
- 11 (2) Referrals to primary and behavioral health care and  
12 patient-centered medical home services;
- 13 (3) Prevention and control of communicable diseases and  
14 other health problems; and
- 15 (4) Emergency care for illness or injury.

16 The legislature also finds that the expected cost to  
17 continue and expand the Hawaii keiki program to all fifteen  
18 department of education complex areas statewide; expand the  
19 program to allow the Hawaii state public charter school  
20 commission to launch the program in two public charter schools  
21 serving disadvantaged keiki; provide access to preventive oral



1 health services and establish a pilot oral health screening and  
 2 preventative services program on a neighbor island; enhance data  
 3 collection, sharing, analysis, and reporting; and engage in  
 4 interdepartmental school health coordination, is \$4,000,000  
 5 annually. These funds will additionally establish school health  
 6 services coordinator positions in the department of health and  
 7 the MedQUEST division of the department of human services.

8 The purpose of this Act is to formally establish the Hawaii  
 9 keiki: healthy and ready to learn program in statute. To  
 10 ensure the program's success, this Act provides funding to  
 11 expand and sustain the program and establishes school health  
 12 service positions in the departments of health and human  
 13 services to increase coordination and facilitate departmental  
 14 and interdepartmental activities related to comprehensive  
 15 school-based health services.

16 SECTION 2. Chapter 302A, Hawaii Revised Statutes, is  
 17 amended by adding two new sections to be appropriately  
 18 designated and to read as follows:

19 "§302A-A Hawaii keiki: healthy and ready to learn  
 20 program. (a) There is established within the department the  
 21 Hawaii keiki: healthy and ready to learn program to provide



1 school-based wellness and health services. The department shall  
2 execute the program in collaboration with the department of  
3 health and the department of human services to increase access  
4 to and reimbursement for school-based wellness and health  
5 services.

6 (b) The program shall be funded through appropriations to  
7 the Hawaii keiki: healthy and ready to learn special fund  
8 established under section 302A-B. The department or the program  
9 may also seek:

10 (1) Public and private funding sources, including federal  
11 grants and assistance from private nonprofit and for-  
12 profit organizations to support the continuation and  
13 expansion of school-based health services in the  
14 department; and

15 (2) Federal reimbursement for school-based wellness and  
16 health services.

17 **§302A-B Hawaii keiki: healthy and ready to learn special**  
18 **fund.** (a) There is established within the state treasury the  
19 Hawaii keiki: healthy and ready to learn special fund into  
20 which shall be deposited:

21 (1) Appropriations made by the legislature to the fund;



- 1        (2) Federal or state grant funds;
- 2        (3) Grants and other funds from private nonprofit and for-
- 3        profit organizations;
- 4        (4) Federal reimbursements;
- 5        (5) Any interest that accrues upon the balance in the
- 6        fund; and
- 7        (6) Any other moneys designated for the fund.
- 8        (b) Moneys in the special fund shall be expended according
- 9        to a memorandum of understanding between the department and the
- 10       Hawaii keiki: healthy and ready to learn program to support
- 11       program activities."

12       SECTION 3. Section 36-27, Hawaii Revised Statutes, is

13       amended by amending subsection (a) to read as follows:

14       "(a) Except as provided in this section, and

15       notwithstanding any other law to the contrary, from time to

16       time, the director of finance, for the purpose of defraying the

17       prorated estimate of central service expenses of government in

18       relation to all special funds, except the:

- 19       (1) Special out-of-school time instructional program fund
- 20       under section 302A-1310;



- 1           (2) School cafeteria special funds of the department of
- 2                   education;
- 3           (3) Special funds of the University of Hawaii;
- 4           (4) State educational facilities improvement special fund;
- 5           (5) Convention center enterprise special fund under
- 6                   section 201B-8;
- 7           (6) Special funds established by section 206E-6;
- 8           (7) Aloha Tower fund created by section 206J-17;
- 9           (8) Funds of the employees' retirement system created by
- 10                   section 88-109;
- 11           (9) Hawaii hurricane relief fund established under chapter
- 12                   431P;
- 13           (10) Hawaii health systems corporation special funds and
- 14                   the subaccounts of its regional system boards;
- 15           (11) Tourism special fund established under section
- 16                   201B-11;
- 17           (12) Universal service fund established under section
- 18                   269-42;
- 19           (13) Emergency and budget reserve fund under section
- 20                   328L-3;



- 1 (14) Public schools special fees and charges fund under  
2 section 302A-1130;
- 3 (15) Sport fish special fund under section 187A-9.5;
- 4 [+](16) [+](16) Neurotrauma special fund under section 321H-4;
- 5 [+](17) [+](17) Glass advance disposal fee established by section  
6 342G-82;
- 7 [+](18) [+](18) Center for nursing special fund under section  
8 304A-2163;
- 9 [+](19) [+](19) Passenger facility charge special fund established by  
10 section 261-5.5;
- 11 [+](20) [+](20) Solicitation of funds for charitable purposes special  
12 fund established by section 467B-15;
- 13 [+](21) [+](21) Land conservation fund established by section 173A-5;
- 14 [+](22) [+](22) Court interpreting services revolving fund under  
15 section 607-1.5;
- 16 [+](23) [+](23) Trauma system special fund under section 321-22.5;
- 17 [+](24) [+](24) Hawaii cancer research special fund;
- 18 [+](25) [+](25) Community health centers special fund;
- 19 [+](26) [+](26) Emergency medical services special fund;
- 20 [+](27) [+](27) Rental motor vehicle customer facility charge special  
21 fund established under section 261-5.6;





1 [+](28) [+] Shared services technology special fund under section  
2 27-43;

3 [+](29) [+] Automated victim information and notification system  
4 special fund established under section 353-136;

5 [+](30) [+] Deposit beverage container deposit special fund under  
6 section 342G-104;

7 [+](31) [+] Hospital sustainability program special fund under Act  
8 217, Session Laws of Hawaii 2012, as amended;

9 [+](32) [+] Nursing facility sustainability program special fund  
10 under Act 156, Session Laws of Hawaii 2012 [+] as  
11 amended;

12 [+](33) [+] Hawaii 3R's school improvement fund under section  
13 302A-1502.4;

14 [+](34) [+] After-school plus program revolving fund under section  
15 302A-1149.5; [~~and~~

16 [+](35) [+] Civil monetary penalty special fund under section  
17 321-30.2 [7]; and

18 (36) Hawaii keiki: healthy and ready to learn special fund  
19 under section 302A-B,

20 shall deduct five per cent of all receipts of all other special  
21 funds, which deduction shall be transferred to the general fund



1 of the State and become general realizations of the State. All  
 2 officers of the State and other persons having power to allocate  
 3 or disburse any special funds shall cooperate with the director  
 4 in effecting these transfers. To determine the proper revenue  
 5 base upon which the central service assessment is to be  
 6 calculated, the director shall adopt rules pursuant to chapter  
 7 91 for the purpose of suspending or limiting the application of  
 8 the central service assessment of any fund. No later than  
 9 twenty days prior to the convening of each regular session of  
 10 the legislature, the director shall report all central service  
 11 assessments made during the preceding fiscal year."

12 SECTION 4. Section 302A-853, Hawaii Revised Statutes, is  
 13 amended to read as follows:

14 "§302A-853 Administration of medication. School health  
 15 aides may assist students by administering oral and topical  
 16 medication, and in emergency situations, other premeasured  
 17 medication; provided that:

18 (1) If the student receiving the medication is a minor, a  
 19 parent or guardian requests and authorizes the  
 20 administration of medication;



1           (2) The medication has been prescribed by a licensed  
 2           physician[+] as defined in section 334-1, a licensed  
 3           advanced practice registered nurse as defined in  
 4           section 457-2.7, or by a practitioner with  
 5           prescriptive authority;

6           (3) The administration of the medication is with the  
 7           approval of the department of health[+] or the Hawaii  
 8           keiki: healthy and ready to learn program established  
 9           under section 302A-A; and

10          (4) The administration of the medication is necessary for  
 11          the health of the student and for the student's  
 12          attendance at school."

13          SECTION 5. There is appropriated out of the general  
 14          revenues of the State of Hawaii the sum of \$                    or so much  
 15          thereof as may be necessary for fiscal year 2017-2018 and the  
 16          same sum or so much thereof as may be necessary for fiscal year  
 17          2018-2019 for one full-time equivalent (1.0 FTE) school health  
 18          services coordinator position within the department of health.

19          The sums appropriated shall be expended by the department  
 20          of health for the purposes of this Act.



1 SECTION 6. There is appropriated out of the general  
2 revenues of the State of Hawaii the sum of \$ or so much  
3 thereof as may be necessary for fiscal year 2017-2018 and the  
4 same sum or so much thereof as may be necessary for fiscal year  
5 2018-2019 for one full-time equivalent (1.0 FTE) school health  
6 services coordinator position within the department of human  
7 services.

8 The sums appropriated shall be expended by the department  
9 of human services for the purposes of this Act.

10 SECTION 7. There is appropriated out of the general  
11 revenues of the State of Hawaii the sum of \$ or so much  
12 thereof as may be necessary for fiscal year 2017-2018 and the  
13 same sum or so much thereof as may be necessary for fiscal year  
14 2018-2019 to be deposited into the Hawaii keiki: healthy and  
15 ready to learn special fund.

16 SECTION 8. There is appropriated out of the Hawaii keiki:  
17 healthy and ready to learn special fund the sum of \$ or  
18 so much thereof as may be necessary for fiscal year 2017-2018  
19 and the same sum or so much thereof as may be necessary for  
20 fiscal year 2018-2019 to implement, expand, and sustain the  
21 Hawaii keiki: healthy and ready to learn program.



1           The sums appropriated shall be expended by the department  
2 of education for the purposes of this Act.

3           SECTION 9. There is appropriated out of the Hawaii keiki:  
4 healthy and ready to learn special fund the sum of \$           or  
5 so much thereof as may be necessary for fiscal year 2017-2018  
6 for a one-time allocation for an evidence-based vision screening  
7 and eye assessment tool appropriate for children in kindergarten  
8 through grade twelve.

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

11          SECTION 10. In codifying the new sections added by section  
12 2 of this Act, the revisor of statutes shall substitute  
13 appropriate section numbers for the letters used in designating  
14 the new sections in this Act.

15          SECTION 11. Statutory material to be repealed is bracketed  
16 and stricken. New statutory material is underscored.

17          SECTION 12. This Act shall take effect on July 1, 2090.



**Report Title:**

Hawaii Keiki: Healthy and Ready to Learn Program; Department of Education; Department of Health; Department of Human Services; Special Fund; Appropriation

**Description:**

Formally establishes the Hawaii Keiki: Healthy and Ready to Learn Program within the Department of Education. Establishes a dedicated special fund and positions within the Departments of Health and Human Services to support the program. Makes appropriations. (HD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

