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

12 In 2015, the legislature appropriated general funds to
13 improve access to, and increase the quality of, health services
14 available to Hawaii's public school students. This
15 appropriation led to the expansion of the Hawaii keiki program,
16 with five advanced practice registered nurses and five
17 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 academic
17 success and meeting the needs of the whole child. The
18 legislature acknowledges that the Hawaii keiki program is an
19 effective means by which to continue collaboration between
20 health, human services, and education policymakers and providers
21 to achieve sustainable, comprehensive school-based health



1 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) Providing comprehensive screening for physical and
10 behavioral health conditions;
- 11 (2) Providing referrals to primary and behavioral health
12 care and patient-centered medical home services;
- 13 (3) Preventing and controlling communicable diseases and
14 other health problems;
- 15 (4) Providing emergency care for illness or injury; and
- 16 (5) Collaborating with community partners, including
17 federally qualified health centers, the Hawaii chapter
18 of the American Academy of Pediatrics, Hui for
19 Excellence in Education Coalition, and other key
20 stakeholders to develop and implement a comprehensive
21 plan to implement school-based health.



1 The legislature also finds that the expected cost to
2 continue and expand the Hawaii keiki program to include students
3 from pre-kindergarten through high school in the fifteen
4 department of education complex areas statewide; expand the
5 program to allow the Hawaii state public charter school
6 commission to launch the program in two public charter schools
7 serving disadvantaged keiki; provide access to preventive oral
8 health services and establish a pilot oral health screening and
9 preventative services program on a neighbor island; enhance data
10 collection, sharing, analysis, and reporting; and engage in
11 interdepartmental school health coordination, is \$4,000,000
12 annually, in addition to a one-time allocation of \$500,000 for
13 an evidence based vision screening tool. These funds will
14 additionally establish school health services coordinator roles
15 in the department of health and the MedQUEST division of the
16 department of human services.

17 The purpose of this Act is to formally establish the Hawaii
18 keiki: healthy and ready to learn program, provide funding to
19 expand and sustain the program, and appropriate funds to
20 establish school health service coordinators in the departments
21 of health and human services to increase coordination and



1 facilitate departmental and interdepartmental activities related
2 to comprehensive school-based health services.

3 SECTION 2. Chapter 302A, Hawaii Revised Statutes, is
4 amended by adding two new sections to part II to be
5 appropriately designated and to read as follows:

6 "§302A-A Hawaii keiki: healthy and ready to learn
7 program. (a) There is established within the department the
8 Hawaii keiki: healthy and ready to learn program to provide
9 school-based health services. The department shall convene the
10 program in collaboration with the department of health,
11 department of human services, University of Hawaii at Manoa
12 school of nursing and dental hygiene, community service
13 providers, and other health care and education stakeholders to
14 increase access to and reimbursement for school-based wellness
15 and health services.

16 (1) The department shall also partner with the public
17 health nursing branch of the department of health
18 pursuant to a memorandum of understanding between the
19 department, department of health, and the Hawaii
20 keiki: healthy and ready to learn program, and each
21 federally qualified health center and rural health



- 1 clinic geographically situated within each
2 participating complex of schools; and
- 3 (2) The Hawaii keiki: healthy and ready to learn program
4 shall be precluded from providing services at any
5 school where a school-based clinic established
6 pursuant to a memorandum of understanding or contract
7 between a federally qualified health center or rural
8 health clinic and the department exists or may exist
9 in the future; provided that precluded services shall
10 include any service that duplicates any service that
11 is either provided or offered at a school-based
12 clinic.
- 13 (b) The program shall be funded through appropriations to
14 the special fund established under section 302A-B. The
15 department or the program may also seek:
- 16 (1) Private funding sources, including federal grants and
17 private, nonprofit, and not-for-profit organizations
18 to support the continuation and expansion of school-
19 based health services in the department; and
- 20 (2) Federal reimbursement for school-based health
21 services.



1 §302A-B Hawaii keiki: healthy and ready to learn special
2 fund. (a) There is established within the state treasury the
3 Hawaii keiki: healthy and ready to learn special fund into
4 which shall be deposited:

- 5 (1) Appropriations made by the legislature to the fund;
- 6 (2) Federal or state grant funds;
- 7 (3) Grant funds from private and nonprofit organizations;
- 8 (4) Federal reimbursements;
- 9 (5) Any interest that accrues upon the balance in the
10 fund; and
- 11 (6) Any other moneys designated for the fund.

12 (b) Moneys in the special fund shall be used to support
13 the operations of the Hawaii keiki: healthy and ready to learn
14 program.

15 (c) The special fund shall not be subject to the
16 requirements of section 36-27."

17 SECTION 3. Section 36-27, Hawaii Revised Statutes, is
18 amended by amending subsection (a) to read as follows:

19 "(a) Except as provided in this section, and
20 notwithstanding any other law to the contrary, from time to
21 time, the director of finance, for the purpose of defraying the



1 prorated estimate of central service expenses of government in
2 relation to all special funds, except the:

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

5 (2) School cafeteria special funds of the department of
6 education;

7 (3) Special funds of the University of Hawaii;

8 (4) State educational facilities improvement special fund;

9 (5) Convention center enterprise special fund under
10 section 201B-8;

11 (6) Special funds established by section 206E-6;

12 (7) Aloha Tower fund created by section 206J-17;

13 (8) Funds of the employees' retirement system created by
14 section 88-109;

15 (9) Hawaii hurricane relief fund established under chapter
16 431P;

17 (10) Hawaii health systems corporation special funds and
18 the subaccounts of its regional system boards;

19 (11) Tourism special fund established under section
20 201B-11;



- 1 (12) Universal service fund established under section
2 269-42;
- 3 (13) Emergency and budget reserve fund under section
4 328L-3;
- 5 (14) Public schools special fees and charges fund under
6 section 302A-1130;
- 7 (15) Sport fish special fund under section 187A-9.5;
- 8 [+] (16) [+] Neurotrauma special fund under section 321H-4;
- 9 [+] (17) [+] Glass advance disposal fee established by section
10 342G-82;
- 11 [+] (18) [+] Center for nursing special fund under section
12 304A-2163;
- 13 [+] (19) [+] Passenger facility charge special fund
14 established by section 261-5.5;
- 15 [+] (20) [+] Solicitation of funds for charitable purposes
16 special fund established by section 467B-15;
- 17 [+] (21) [+] Land conservation fund established by section
18 173A-5;
- 19 [+] (22) [+] Court interpreting services revolving fund under
20 section 607-1.5;



- 1 [+] (23) [+] Trauma system special fund under section 321-
2 22.5;
- 3 [+] (24) [+] Hawaii cancer research special fund;
- 4 [+] (25) [+] Community health centers special fund;
- 5 [+] (26) [+] Emergency medical services special fund;
- 6 [+] (27) [+] Rental motor vehicle customer facility charge
7 special fund established under section 261-5.6;
- 8 [+] (28) [+] Shared services technology special fund under
9 section 27-43;
- 10 [+] (29) [+] Automated victim information and notification
11 system special fund established under section 353-136;
- 12 [+] (30) [+] Deposit beverage container deposit special fund
13 under section 342G-104;
- 14 [+] (31) [+] Hospital sustainability program special fund
15 under [+]section 346G-4 [+];
- 16 [+] (32) [+] Nursing facility sustainability program special
17 fund under [+]section 346F-4 [+];
- 18 [+] (33) [+] Hawaii 3R's school improvement fund under section
19 302A-1502.4;
- 20 [+] (34) [+] After-school plus program revolving fund under
21 section 302A-1149.5; [and



1 +] (35) [+] Civil monetary penalty special fund under section
2 321-30.2 [7]; and
3 (36) Hawaii keiki: healthy and ready to learn special fund
4 under section 302A-B,
5 shall deduct five per cent of all receipts of all other special
6 funds, which deduction shall be transferred to the general fund
7 of the State and become general realizations of the State. All
8 officers of the State and other persons having power to allocate
9 or disburse any special funds shall cooperate with the director
10 in effecting these transfers. To determine the proper revenue
11 base upon which the central service assessment is to be
12 calculated, the director shall adopt rules pursuant to chapter
13 91 for the purpose of suspending or limiting the application of
14 the central service assessment of any fund. No later than
15 twenty days prior to the convening of each regular session of
16 the legislature, the director shall report all central service
17 assessments made during the preceding fiscal year."

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

20 "**§302A-853 Administration of medication.** School health
21 aides may assist students by administering oral and topical



1 medication, and in emergency situations, other premeasured
2 medication; provided that:

3 (1) If the student receiving the medication is a minor, a
4 parent or guardian requests and authorizes the
5 administration of medication;

6 (2) The medication has been prescribed by a licensed
7 physician[7] as defined in section 334-1, a licensed
8 advanced practice registered nurse as defined in
9 section 457-2.7, or by a practitioner with
10 prescriptive authority;

11 (3) The administration of the medication is with the
12 approval of the department of health[+] or the Hawaii
13 keiki: healthy and ready to learn program under
14 section 302A-A; and

15 (4) The administration of the medication is necessary for
16 the health of the student and for the student's
17 attendance at school."

18 SECTION 5. There is appropriated out of the general
19 revenues of the State of Hawaii the sum of \$ or so much
20 thereof as may be necessary for fiscal year 2019-2020 and the
21 same sum or so much thereof as may be necessary for fiscal year



1 2020-2021 for a school health services coordinator within the
2 department of health.

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

5 SECTION 6. 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 2019-2020 and the
8 same sum or so much thereof as may be necessary for fiscal year
9 2020-2021 for a school health services coordinator within the
10 department of human services.

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

13 SECTION 7. 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 2019-2020 and the
16 same sum or so much thereof as may be necessary for fiscal year
17 2020-2021 for an evidence-based vision screening and eye
18 assessment tool appropriate for children in kindergarten through
19 grade twelve as part of the Hawaii keiki: healthy and ready to
20 learn program.



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

3 SECTION 8. There is appropriated out of the general
4 revenues of the State of Hawaii the sum of \$ or so much
5 thereof as may be necessary for fiscal year 2019-2020 and the
6 same sum or so much thereof as may be necessary for fiscal year
7 2020-2021 to be deposited into the Hawaii keiki: healthy and
8 ready to learn special fund.

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

11 SECTION 9. There is appropriated out of the general
12 revenues of the State of Hawaii the sum of \$ or so much
13 thereof as may be necessary for fiscal year 2019-2020 and the
14 same sum or so much thereof as may be necessary for fiscal year
15 2020-2021 to implement, expand, and sustain the Hawaii keiki:
16 healthy and ready to learn program.

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

19 SECTION 10. In codifying the new sections added by section
20 2 of this Act, the revisor of statutes shall substitute



1 appropriate section numbers for the letters used in designating
2 the new sections in this Act.

3 SECTION 11. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 12. This Act shall take effect on July 1, 2050.



Report Title:

Hawaii Keiki: Healthy and Ready to Learn; Appropriation

Description:

Formally establishes the Hawaii Keiki: Healthy and Ready to Learn program and special fund within the Department of Education. Appropriates funds for positions and a vision screening and eye assessment tool, and to implement, expand, and sustain the program. (HB250 HD2)

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