
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 Furthermore, 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 at
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:

- 18 (1) Statutorily establish the Hawaii keiki: healthy and
19 ready to learn program and special fund; and
20 (2) Appropriate funds to expand and sustain the program;
21 establish school health service coordinators in the



1 departments of health and human services to increase
 2 coordination and facilitate departmental and
 3 interdepartmental activities related to comprehensive
 4 school-based health services; and for an evidence-
 5 based vision screening and eye assessment tool
 6 appropriate for children in kindergarten through grade
 7 twelve as part of the Hawaii keiki: healthy and ready
 8 to learn program.

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

12 "§302A-A Hawaii keiki: healthy and ready to learn program.

13 (a) There is established within the department the Hawaii
 14 keiki: healthy and ready to learn program to provide school-
 15 based health services. The department shall convene the program
 16 in collaboration with the department of health, department of
 17 human services, University of Hawaii at Manoa school of nursing
 18 and dental hygiene, community service providers, and other
 19 health care and education stakeholders to increase access to and
 20 reimbursement for school-based wellness and health services.



- 1 (1) The department shall also partner with the public
2 health nursing branch of the department of health
3 pursuant to a memorandum of understanding between the
4 department, department of health, and the Hawaii
5 keiki: healthy and ready to learn program, and each
6 federally qualified health center and rural health
7 clinic geographically situated within each
8 participating complex of schools; and
- 9 (2) The Hawaii keiki: healthy and ready to learn program
10 shall be precluded from providing services at any
11 school where a school-based clinic established
12 pursuant to a memorandum of understanding or contract
13 between a federally qualified health center or rural
14 health clinic and the department exists or may exist
15 in the future; provided that precluded services shall
16 include any service that duplicates any service that
17 is either provided or offered at a school-based
18 clinic.
- 19 (b) The program shall be funded through appropriations to
20 the Hawaii keiki: healthy and ready to learn program special



1 fund established under section 302A-B. The department or the
2 program may also seek:

3 (1) Private funding sources, including federal grants and
4 private, nonprofit, and not-for-profit organizations
5 to support the continuation and expansion of school-
6 based health services in the department; and

7 (2) Federal reimbursement for school-based health
8 services.

9 (c) The program shall work to address the adverse effects
10 of the following situations experienced by students, including
11 but not limited to:

12 (1) Poverty;

13 (2) Unstable housing conditions, including homelessness;

14 (3) Poor parental health; and

15 (4) Racial or ethnic minority status,

16 and shall be evaluated based on its success in addressing such
17 adverse effects.

18 §302A-B Hawaii keiki: healthy and ready to learn program
19 special fund. (a) There is established within the state

20 treasury the Hawaii keiki: healthy and ready to learn program
21 special fund into which shall be deposited:



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

2 (2) Federal or state grant funds;

3 (3) Grant funds from private and nonprofit 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 used to support
9 the operations of the Hawaii keiki: healthy and ready to learn
10 program.

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

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

15 "(a) Except as provided in this section, and
16 notwithstanding any other law to the contrary, from time to
17 time, the director of finance, for the purpose of defraying the
18 prorated estimate of central service expenses of government in
19 relation to all special funds, except the:

20 (1) Special out-of-school time instructional program fund
21 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)[+] Neurotrauma special fund under section 321H-4;
- 5 [+](17)[+] Glass advance disposal fee established by section
- 6 342G-82;
- 7 [+](18)[+] Center for nursing special fund under section
- 8 304A-2163;
- 9 [+](19)[+] Passenger facility charge special fund
- 10 established by section 261-5.5;
- 11 [+](20)[+] Solicitation of funds for charitable purposes
- 12 special fund established by section 467B-15;
- 13 [+](21)[+] Land conservation fund established by section
- 14 173A-5;
- 15 [+](22)[+] Court interpreting services revolving fund under
- 16 section 607-1.5;
- 17 [+](23)[+] Trauma system special fund under section 321-
- 18 22.5;
- 19 [+](24)[+] Hawaii cancer research special fund;
- 20 [+](25)[+] Community health centers special fund;
- 21 [+](26)[+] Emergency medical services special fund;



1 [+] (27) [+] Rental motor vehicle customer facility charge
2 special fund established under section 261-5.6;
3 [+] (28) [+] Shared services technology special fund under
4 section 27-43;
5 [+] (29) [+] Automated victim information and notification
6 system special fund established under section 353-136;
7 [+] (30) [+] Deposit beverage container deposit special fund
8 under section 342G-104;
9 [+] (31) [+] Hospital sustainability program special fund
10 under [+]section 346G-4[+];
11 [+] (32) [+] Nursing facility sustainability program special
12 fund under [+]section 346F-4[+];
13 [+] (33) [+] Hawaii 3R's school improvement fund under section
14 302A-1502.4;
15 [+] (34) [+] After-school plus program revolving fund under
16 section 302A-1149.5; [~~and~~
17 [+] (35) [+] Civil monetary penalty special fund under section
18 321-30.2 [~~7~~]; and
19 (36) Hawaii keiki: healthy and ready to learn program
20 special fund under section 302A-B,



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

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

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



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

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

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

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

16 SECTION 5. There is appropriated out of the general
17 revenues of the State of Hawaii the sum of \$ or so much
18 thereof as may be necessary for fiscal year 2019-2020 and the
19 same sum or so much thereof as may be necessary for fiscal year
20 2020-2021 for a school health services coordinator within the
21 department of health.



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

3 SECTION 6. 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 for a school health services coordinator within the
8 department of human services.

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

11 SECTION 7. 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 for an evidence-based vision screening and eye
16 assessment tool appropriate for children in kindergarten through
17 grade twelve as part of the Hawaii keiki: healthy and ready to
18 learn program.

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



1 SECTION 8. 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 2019-2020 and the
 4 same sum or so much thereof as may be necessary for fiscal year
 5 2020-2021 to be deposited into the Hawaii keiki: healthy and
 6 ready to learn program special fund.

7 SECTION 9. There is appropriated out of the Hawaii keiki:
 8 healthy and ready to learn program special fund the sum of
 9 \$ or so much thereof as may be necessary for fiscal year
 10 2019-2020 and the same sum or so much thereof as may be
 11 necessary for fiscal year 2020-2021 to implement, expand, and
 12 sustain the Hawaii keiki: healthy and ready to learn program;
 13 provided that no funds shall be released unless the program has
 14 demonstrated success in addressing the adverse effects of
 15 section 302A-A(c), Hawaii Revised Statutes.

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

18 SECTION 10. In codifying the new sections added by section
 19 2 of this Act, the revisor of statutes shall substitute
 20 appropriate section numbers for the letters used in designating
 21 the new sections in this Act.



1 SECTION 11. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 12. This Act shall take effect on July 1, 2052.



Report Title:

DOE; Hawaii Keiki: Healthy and Ready to Learn Program; Special Fund; 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. (SB1522 HD1)

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