

Honolulu, Hawaii

MAR 03 2023

RE: S.B. No. 1344  
S.D. 2

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-Second State Legislature  
Regular Session of 2023  
State of Hawaii

Sir:

Your Committee on Commerce and Consumer Protection, to which was referred S.B. No. 1344, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO EDUCATIONAL HEALTH SERVICES,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Allow the administration of medication to public school students by health assistants with the approval of a health care professional within the Department of Education, Department of Health, or a health care service per a written agreement with the Department of Education; and
- (2) Revise statutory references from "school health aides" to "school health assistants" to reflect recent changes to the job title.

Your Committee received testimony in support of this measure from the Department of Health, Department of Education, University of Hawai'i at Mānoa Nancy Atmospera-Walch School of Nursing, Hawai'i State Center for Nursing, Epilepsy Foundation of Hawaii, and two individuals.

Your Committee finds that under existing law, all medication administered by school health assistants in Hawaii public schools



must be reviewed and approved by the Department of Health. Many public schools currently have a registered nurse, advanced practice registered nurse, or other specialized health care provider on campus through written agreements with the Department of Education, such as school-based health centers from federally qualified health centers and the University of Hawaii at Manoa School of Nursing. However, existing law prevents these health care professionals who are already on campus from performing the function of medication administration approval. This measure authorizes these health care professionals to approve medication administered by school health assistants to public school students.

Your Committee acknowledges the testimony submitted by the Epilepsy Foundation of Hawaii, which offers amendments to this measure clarifying the types of medication that a school health assistant may administer to students.

Accordingly, your Committee has amended this measure by:

- (1) Specifying that nasal and other premeasured medication, including but not limited to auto-injectable epinephrine for anaphylaxis, bronchodilators for asthma, and seizure rescue medication for seizure disorders, may be administered by school health assistants;
- (2) Inserting an effective date of July 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Commerce and Consumer Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1344, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1344, S.D. 2.



Respectfully submitted on  
behalf of the members of the  
Committee on Commerce and  
Consumer Protection,




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JARRETT KEOHOKALOLE, Chair



The Senate  
 Thirty-Second Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Commerce and Consumer Protection**  
**CPN**

Bill / Resolution No.:* <b>SB 1344 SD1</b>	Committee Referral: <b>EDU, CPN</b>	Date: <b>2/21/23</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KEOHOKALOLE, Jarrett (C)	✓			
FUKUNAGA, Carol (VC)	✓			
MCKELVEY, Angus L.K.				✓
RICHARDS, III, Herbert M. "Tim"	✓			
AWA, Brenton			✓	
<b>TOTAL</b>	<b>3</b>	<b>0</b>	<b>1</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original             Yellow             Pink             Goldenrod File with Committee Report             Clerk's Office             Drafting Agency             Committee File Copy				

\*Only one measure per Record of Votes