

ACT 109

H.B. NO. 2521

A Bill for an Act Relating to School Health Requirements.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 302A-1154, Hawaii Revised Statutes, is amended to read as follows:

“§302A-1154 Immunization upon entering school; tuberculosis clearance. (a) No child shall attend any school in the State unless the child presents to the appropriate school official [certification from a licensed physician or advanced practice registered nurse stating] documentation satisfactory to the department of health that the child has received immunizations against communicable diseases as required by the department of health.

(b) No child shall be admitted to attend any school for the first time in the State unless the child presents to the appropriate school official [certification from a licensed physician, advanced practice registered nurse, or other authorized personnel stating] documentation satisfactory to the department of health that the child has [received a tuberculin test or x-ray] been examined and tested according to the rules of the department, and is free from tuberculosis in a communicable form.”

SECTION 2. Section 302A-1155, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) A child may enter school provisionally upon submitting written [proof] documentation from a licensed physician, advanced practice registered nurse, or an authorized representative of the department of health stating that the child is in the process of receiving the required immunizations. Further [certification] documentation showing that the required immunizations have been completed [must] shall be submitted to the appropriate school official no later than three months after the child first entered the school. If all of the required immunizations cannot be completed within three months due to the length of the minimum intervals between doses of a particular vaccine required by the department of health, provisional admission may be extended so long as the child’s parent or guardian provides [proof] documentation that appointments for required immunizations have been made and that progress toward completing the immunizations continues in accordance with the requirements of the department of health.”

SECTION 3. Section 302A-1159, Hawaii Revised Statutes, is amended to read as follows:

“§302A-1159 Physical examination required. No child shall be admitted to any school for the first time in the State unless the child presents to the appropriate school official a [certification] report from a licensed physician or advanced practice registered nurse [stating that the child has undergone] of the results of a physical examination [. The physical examination shall be] performed within a year of the date of entry into school. A child may enter school provisionally upon submitting written [proof] documentation from a licensed physician, advanced practice registered nurse, or other authorized representative of the department of health stating that the child is in the process of undergoing a physical examination. Further [certification] documentation showing that the required physical examination has been completed [must] shall be submitted to the appropriate school official no later than three months after the child first entered the school.”

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SECTION 4. Section 302A-1160, Hawaii Revised Statutes, is amended to read as follows:

“**§302A-1160 [Health certificates.] Student’s health record.** The department of education shall provide [health certificate] student health record forms for immunization and physical examination to the schools, private physicians, advanced practice registered nurses, and authorized personnel of the department of health. [Any immunization record signed by a licensed physician or advanced practice registered nurse may be accepted by the appropriate school official as certification of immunization if the information is transferred to the health certificate form and verified by the appropriate school official.]”

SECTION 5. Section 302A-1162, Hawaii Revised Statutes, is amended to read as follows:

“**[[§302A-1162]] Rules.** (a) The department of health shall adopt rules under chapter 91 relating to immunization, physical examination, and tuberculin testing under sections 302A-1154 to 302A-1163. Immunizations required, and the manner and frequency of their administration, shall conform with recognized standard medical practices. The list of diseases and minimum requirements for protection under sections 302A-1154 to 302A-1163 may be revised whenever the department of health deems it necessary for the protection of public health.

(b) The department shall establish by rule standards for documentation of compliance with school health requirements under sections 302A-1154 through 302A-1163.”

SECTION 6. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 7. This Act shall take effect upon its approval.

(Approved May 22, 2000.)