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# A BILL FOR AN ACT

RELATING TO SCHOOL HEALTH.

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

1           SECTION 1. The legislature finds that Act 51, Session Laws  
2 of Hawaii 2004, sought to revamp education in Hawaii, in part,  
3 by creating an interagency working group to develop plans for  
4 transferring certain rights, powers, functions, duties, and  
5 resources from various state departments to the department of  
6 education. This interagency working group ceased to exist on  
7 June 30, 2007.

8           The legislature further finds that the establishment of  
9 such interagency working groups facilitates interagency  
10 communication and in particular, will help address various  
11 issues that either have not been fully resolved since Act 51 or  
12 have arisen as a result of transfers implemented pursuant to Act  
13 51.

14           The purpose of this Act, therefore, is to improve the  
15 delivery of school health services by establishing and  
16 appropriating funds for an interagency working group to create a  
17 comprehensive school-based health program.



1 SECTION 2. (a) The department of education and department  
2 of health shall jointly convene an interagency working group to  
3 discuss and create a comprehensive school-based health program  
4 that includes a comprehensive, sustainable plan to address, at  
5 minimum, issues relating to:

- 6 (1) The development of a school-based health program  
7 infrastructure, including school community-based  
8 health programs, possible federal reimbursements, and  
9 public-private partnerships, and a recommendation  
10 regarding the department in which to place such a  
11 program to ensure what is best for students attending  
12 department of education schools;
- 13 (2) The partnership and collaboration of public health  
14 nurses from the department of health within the  
15 department of education, including supervisory issues  
16 that may arise and possible career pathways for public  
17 health nurses that are transferred;
- 18 (3) The training of department of education employees and  
19 agents relating to the administration of medication to  
20 students by the department of health;



- 1           (4) The authorization of department of education employees  
2           to receive and administer auto-injectable epinephrine  
3           to students experiencing anaphylaxis;
- 4           (5) The provision of care by department of education  
5           employees to students with diabetes pursuant to a  
6           student's medical management plan;
- 7           (6) The possible expansion of health care workers in  
8           schools, complexes, and complex areas, including  
9           advanced practice registered nurses, mental health  
10          counselors, and advanced health aides with additional  
11          certifications;
- 12          (7) The identification of existing barriers and mechanisms  
13          necessary to maximize all relevant and available  
14          federal funds for services that may be offered through  
15          the school health program;
- 16          (8) Any personnel issues that may arise as a result of the  
17          comprehensive plan, including the transfer of  
18          personnel from one department to another; and
- 19          (9) Any projected cost estimates and resource  
20          requirements, as well as phase-in options for the



1 implementation of the comprehensive school health  
2 program.

3 (b) Members of the working group shall include:

4 (1) The superintendent of education or the  
5 superintendent's designee, who shall serve as a co-  
6 chair;

7 (2) The director of health or the director's designee, who  
8 shall serve as a co-chair;

9 (3) The director of human services, or the director's  
10 designee;

11 (4) The dean of the University of Hawaii at Manoa's school  
12 of nursing and dental hygiene or the dean's designee;

13 (5) The chair of the senate standing committee on  
14 education or the chair's designee;

15 (6) The chair of the house of representatives standing  
16 committee on education or the chair's designee;

17 (7) The chair of the senate standing committee on health  
18 or the chair's designee;

19 (8) The chair of the house of representatives standing  
20 committee on health or the chair's designee;



1 (9) A chief executive office representative with pediatric  
2 experience from the healthcare association of Hawaii;

3 (10) A representative from the Hawaii primary care  
4 association; and

5 (11) A parent of a child currently attending a department  
6 of education public school, to be chosen by the  
7 governor.

8 (c) The working group shall submit an interim report of  
9 its findings and recommendations, including any proposed  
10 legislation, to the legislature no later than twenty days prior  
11 to the convening of the regular session of 2016. The interim  
12 report shall, at minimum, include:

13 (1) A finalized list of the membership of the working  
14 group;

15 (2) Information on the progress made toward developing the  
16 infrastructure of a school-based health program with a  
17 comprehensive, sustainable plan;

18 (3) A proposed work plan, timelines, and responsible  
19 parties therefor; and



1           (4) Recommendations concerning processes to maximize  
2           applicable federal matching funds for services  
3           provided through the school health program.

4           (d) The working group shall submit a final report of its  
5 findings and recommendations, including any proposed  
6 legislation, to the legislature no later than twenty days prior  
7 to the convening of the regular session of 2017. The final  
8 report shall include all findings:

9           (1) Concerning the infrastructure necessary to establish a  
10           comprehensive, sustainable school-based health  
11           program; and

12           (2) Related to a sustainability plan with quality  
13           assurance and quality improvement parameters,  
14           including specific performance measures and goals for  
15           continued sustainability.

16           (e) No member of the interagency working group shall be  
17 made subject to chapter 84, Hawaii Revised Statutes, solely  
18 because of that member's participation as a member of the  
19 interagency working group.

20           (f) The interagency working group shall cease to exist on  
21 December 31, 2016.



1 SECTION 3. 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 2015-2016 for the  
4 work of the interagency working group established in section 2  
5 of this Act.

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

8 SECTION 4. This Act shall take effect on July 1, 2112;  
9 provided that section 3 of this Act shall take effect on July 1,  
10 2015.



**Report Title:**

Interagency Working Group; School Health Program

**Description:**

Requires the Department of Education and Department of Health to jointly establish an interagency working group to create a comprehensive school-based health program. Appropriates funds. (SB841 HD2)

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

