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# 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 be appropriately  
5 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 providers, and  
13 other health care and education stakeholders to increase access  
14 to and reimbursement for school-based wellness and health  
15 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[7] 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 \$2,899,348 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  
20 section 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 HD1)

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

