STAND. COM. REP. NO. 118 -22

Honolulu, Hawaii MAR 18, 2022 RE: S.B. No. 2071 S.D. 1 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2022 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred S.B. No. 2071, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HEALTH,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Beginning January 1, 2023:
 - (A) Require public schools, private schools, and public charter schools to have at least one employee trained to administer or assist with the selfadministration of seizure rescue medication or electrical stimulation using a vagus nerve stimulator magnet, except under certain circumstances;
 - (B) Require all principals, guidance counselors, and teachers to perform an annual self-study review of seizure safety materials; and
 - (C) Require the Department of Education and public charter schools to establish a seizure action plan for every student diagnosed with a seizure disorder



and distribute the plan to employees and volunteers charged with supervising or caring for the student; and

- (2) Appropriate funds to the Department of Education for:
 - (A) Training of employees to administer or assist with the self-administration of seizure rescue medication at public schools and public charter schools; and
 - (B) Increasing health assistant and nurse services in public charter schools.

Your Committee received testimony in support of this measure from the State Public Charter School Commission, Hawaii Primary Care Association, Epilepsy Foundation of Hawaii, Epilepsy Foundation of America, and eleven individuals. Your Committee received comments on this measure from the Department of Budget and Finance, Department of Education, and Hawaii Association for Justice.

Your Committee finds that one study from the Centers for Disease Control and Prevention showed that students aged six to seventeen years living with epilepsy were more likely to miss eleven or more days of school, compared to students with other health concerns. Proper seizure first aid and continuity of care while students are in school is an important factor to ensure students reach their full potential with as minimal disruption to their learning environment as possible.

Your Committee further finds that the seizure action plan required by this measure would provide school personnel with important considerations, precautions, and contact information to help ensure aid is timely, tailored to the student's needs, and properly administered.

Your Committee has amended this measure by:

 Specifying that a student's parent or guardian must supply the school with the necessary seizure medications or vagus nerve stimulator magnet to ensure that the school has such items readily available when necessary; and



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(2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2071, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2071, S.D. 1, H.D. 1, and be referred to your Committee on Education.

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

DN LING JOHANSON, Chair

2022-2310 SB2071 HD1 HSCR HMSO

State of Hawaii

House of Representatives HSCR 1118-22 The Thirty-first Legislature

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: SB 2071, SD	Committee Referral: CPC, EDN, FIN	Date:	(177	
SB 2071, SDI CPC, EDN, FIN 3/16/22 The committee is reconsidering its previous decision on the measure.				
The commendation is to: □ Pass, unamended (as is) □ Pass, with amendments (HD) □ Hold □ Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. JOHANSON, Aaron Ling (C)				
2. KITAGAWA, Lisa (VC)	\checkmark			
				an a
3. AQUINO, Henry J.C.				
4. HAR, Sharon E.				
5. HASHEM, Mark J.		and <u>an ann an a</u> raithean an a		
6. KONG, Sam Satoru		e da ana ing mangaki tini kana ana atau ana data Bin	<u>i tinin a ana ana anta ang h</u> alang	Elizzation ta bie et en en en en et finget timite - est ta bie
7. MIZUNO, John M.				
		<u>lenkar, na saka</u>		
8. MORIKAWA, Dee				
9. ONISHI, Richard H.K.				
10 TADNAC Devid A				
10. TARNAS, David A.				
11. MATSUMOTO, Lauren		MARCOLL PRODUCTS		
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TOTAL (11)	11	0	0	0
The recommendation is: Adopted If joint referral, did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				