



STATE OF HAWAII
DEPARTMENT OF HEALTH
KA 'OIHANA OLAKINO
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**Testimony in SUPPORT of SB1344 SD2 HD1
RELATING TO EDUCATIONAL HEALTH SERVICES.**

REPRESENTATIVE MARK NAKASHIMA, CHAIR
HOUSE COMMITTEE ON CONSUMER PROTECTION & COMMERCE

Hearing Date: April 4, 2023

Room Number: 329

1 **Fiscal Implications:** None.

2 **Department Testimony:** The Department of Health (DOH) supports SB 1344 SD2. This bill
3 expands administration of medications by school health assistants (SHAs) at school with the
4 approval of a health care professional within the Department of Education (DOE), DOH, or
5 health care service per a written agreement with the DOE. This bill also amends statutes to match
6 the existing DOE practice for administration of medication at schools. SB 1344 SD2 also updates
7 the term “school health aides” to “school health assistants” to reflect updated job titles at the
8 DOE.

9 All SHAs have first aid and cardiopulmonary resuscitation certification. The approval of
10 medications by a licensed health care professional assures the student is provided medication in a
11 safe manner by the SHA. The current process for medication approval entail 1) the parent or
12 legal guardian requesting medication in school on a DOE form, 2) the SHA submitting the form
13 to the DOH public health nurse for approval, and 3) the DOH public health nurse reviewing the
14 request for approval. The DOH public health nurse works with the student, family and health
15 care provider to assure the medication is necessary in the school setting and is complete with
16 clear information. In addition to daily medications, it includes premeasured medications in
17 emergency situations such as auto-injectable epinephrine, bronchodilators, and seizure rescue
18 medications. The DOH public health nurse also determines if an emergency action action plan or

1 informational session to school staff is needed. The DOE coordinates annual training to the
2 SHAs on medication administration.

3 The DOE has expanded access to health care on campus. Many schools currently have a
4 registered nurse, advanced practice registered nurse, or other specialized health care provider on
5 campus through written agreements with the DOE such as school-based health centers from
6 federally qualified health centers and the University of Hawai`i at Manoa School of Nursing.
7 This bill would also enable school-based, licensed health care staff through a written agreement
8 with DOE to approve medication requests provided by clinicians outside the school system that
9 would be administered by SHAs. Without the amendments proposed by this bill, only DOH can
10 approve medications that would be administered by SHAs. The DOH acknowledges that if this
11 bill is passed, new protocols would need to be developed and implemented in coordination with
12 the DOE.

13 **Offered Amendments:** Should the measure move forward, the DOH respectfully requests the
14 following revision since listing examples of health conditions and medications will require on-
15 going amendments to this statute to address the diverse health needs of public school students.

16 Page 4, Lines 8-11: ~~“including but not limited to auto—injectable epinephrine for anaphylaxis,
17 bronchodilators for asthma, and seizure rescue medication for seizure disorders; provided that:”~~

18 Thank you for the opportunity to testify.



STATE OF HAWAII
DEPARTMENT OF EDUCATION
KA 'OIHANA HO'ONA'AUAO
P.O. BOX 2360
HONOLULU, HAWAII 96804

Date: 04/04/2023
Time: 02:00 PM
Location: 329 VIA VIDEOCONFERENCE
Committee: House Consumer Protection
& Commerce

Department: Education

Person Testifying: Keith T. Hayashi, Superintendent of Education

Title of Bill: SB 1344, SD2, HD1 RELATING TO EDUCATIONAL HEALTH SERVICES.

Purpose of Bill: Replaces the term "school health aides" with "school health assistants" to reflect recent changes to the job title. Allows 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. Effective 6/30/3000. (HD1)

Department's Position:

The Hawaii State Department of Education (Department) supports SB 1344, SD2, HD1. This measure would update the position title of school health aide to school health assistant and allow the position to administer student medication with approval by a healthcare professional within the Department, Department of Health (DOH), or a health care service provider per a written agreement with the Department.

All medication requests in a public school setting are currently reviewed and must be approved by the DOH. Student care would be more efficient, accessible, and safe if the administration of the medication could be performed with the approval of a health care professional within the Department, DOH, or a health care service per a written agreement with the Department.

The current law prevents health care professionals who are already on campus from

performing the function of medication administration approval. The Department acknowledges that if this bill is passed, it will take time to develop new protocols and the transition to a revised medication approval process will require coordination with the DOH to ensure continuity of care for students with medication needs at school.

Thank you for the opportunity to provide testimony in support of SB 1344, SD2, HD1.



**Written Testimony Presented Before the
House Committee on Consumer Protection & Commerce
Tuesday, April 4, 2023 at 2:00 PM
Conference Room 329 or via Videoconference**

**by
Laura Reichhardt, APRN, AGPCNP-BC
Hawai'i State Center for Nursing
University of Hawai'i at Mānoa**

Testimony in Strong Support for S.B. 1344, S.D. 2, H.D. 1

RELATING TO EDUCATIONAL HEALTH SERVICES

Chair Nakashima, Vice Chair Sayama, and Members of the Committee: Thank you for the opportunity to present testimony **in strong support** of this measure, S.B. 1344, S.D. 2, H.D. 1, which aims to 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.

Section 3 proposes to expand the qualified workforce authorized to approve medication administration on school grounds to include health care professionals within the department of education, department of health, or health care service as defined in section 323D-2 per a written agreement with the department of education. In this section, health care professionals include Registered Nurses (RNs). Registered Nurses have the knowledge, skills, and abilities to perform this duty and are present in school environments. In 2021, the Hawai'i State Center for Nursing (HSCN) found in the nursing workforce supply survey that approximately 270 RNs (11%) and 60 APRNs (9%) reported working in a school health room/clinic.

HSCN reviewed section 5, which appears to ensure alignment with Chapter 457 relative to terminology changes for DOE personnel proposed in sections 2 and 4.

The Hawai'i State Center for Nursing urges you to pass this measure through your committee. Thank you for the dedication and care for healthcare workers and the people in Hawai'i.

The mission of the Hawai'i State Center for Nursing is that through collaborative partnerships, the Center provides accurate nursing workforce data for planning, disseminates nursing knowledge to support excellence in practice and leadership development, promotes a diverse workforce, and advocates for sound health policy to serve the changing health care needs of the people of Hawai'i.



March 31, 2023

Representative Mark Nakashima, Chair

Representative Jackson Sayama, Vice Chair

House Committee on Consumer Protection & Commerce

Tuesday, April 4, 2023; 2:00 pm. State Capitol, Conf. Room 329 or via Videoconference

RE: Senate Bill 1344 SD2 HD1– RELATING TO EDUCATIONAL HEALTH SERVICES

Aloha Chair Nakashima, Vice Chair Sayama, and Members of the Committee:

On behalf of the Epilepsy Foundation of Hawaii (EFH), we urge your **SUPPORT of Senate Bill 1344 SD2 HD1, RELATING TO EDUCATIONAL HEALTH SERVICES**. This bill supports a critical priority for the epilepsy community – safety and continuity of care in the event of a seizure. This legislation would allow school health assistants to dispense medications at school with the approval of a health care professional within the Department of Education (DOE), the Department of Health (DOH), or health care service per a written agreement with the DOE.

The Epilepsy Foundation is the leading national voluntary health organization that speaks on behalf of the at least 3.4 million Americans with epilepsy and seizures. Epilepsy Foundation of Hawaii, advocates and provides services for the almost 14,000 individuals living with epilepsy throughout Hawaii. Collectively, we foster the wellbeing of children and adults affected by seizures through research programs, educational activities, advocacy, and direct services. Epilepsy is a medical condition characterized by seizures, which are sudden surges of electrical activity in the brain, that affects a variety of mental and physical functions. Approximately 1 in 26 Americans will develop epilepsy, and approximately 1 in 10 people will experience a seizure, at some point in their lifetime.

A seizure can happen to any person, in any place, at any time, and it is vital that members of the public, including school personnel, are prepared to appropriately and effectively respond in this very unpredictable event. Much like diabetic emergencies and anaphylaxis, seizures do not occur every single day in schools. However, 1:26 children may have epilepsy and, for them, the risk of a life threatening seizure is present every single day of their lives. This is why it is vital that school personnel are prepared to appropriately and efficiently respond.

Compared to students with other health concerns, one Centers for Disease Control and Prevention study showed that students aged 6-17 years old living with epilepsy were more likely to miss 11 or more days of school in the past year. For these students, proper seizure first aid and consistency of care while they are at school is crucial to ensuring they can reach their full potential with as minimal disruption to their learning environment as possible. With that said, EFH humbly appreciates the suggested amendments made in this bill highlighted below:

SECTION 4. Section 302A-853, Hawaii Revised Statutes, is amended to read as follows:

Our mission is to lead the fight to overcome the challenges of living with epilepsy and to accelerate therapies to stop seizures, find cures, and save lives. **Please learn more about our advocacy work at epilepsy.com/advocacy.**



"§302A-853 Administration of

medication. (a) School health [~~aides~~] assistants may assist students by administering oral, nasal, and topical medication, and in emergency situations, other premeasured medication, including but not limited to auto-injectable epinephrine for anaphylaxis, bronchodilators for asthma, and seizure rescue medication for seizure disorders; provided that:

(1) If the student receiving the medication is a minor, a parent or guardian requests and authorizes the administration of medication;

(2) The medication has been prescribed by a licensed physician, as defined in section 334-1, or by a practitioner with prescriptive authority;

(3) The administration of the medication is with the approval of [~~the department of health; and~~] a health care professional within the department of education, department of health, or health care service as defined in section 323D-2 per a written agreement with the department of education; and

(4) The administration of the medication is necessary for the health of the student and for the student's attendance at school.

(b) For purposes of this section, "health care professional" means physicians, surgeons, and others licensed pursuant to chapter 453 and nurses licensed pursuant to chapter 457."

[Proposed language highlighted.]



Approximately 2,000 children and teens live with active epilepsy in Hawaii. Passing Senate Bill 1344 SD2 HD1 with suggested amendments would greatly improve the care and safety of students with epilepsy and seizures while in school.

On behalf of the Epilepsy Foundation of Hawaii and our Board of Directors, we humbly thank you for the opportunity to testify and urge your **SUPPORT for Senate Bill 1344 SD2 HD1**.

Mahalo nui loa,

A handwritten signature in blue ink that reads "Naomi Manuel". The signature is fluid and cursive.

Naomi Manuel
Executive Director
Epilepsy Foundation of Hawaii

Our mission is to lead the fight to overcome the challenges of living with epilepsy and to accelerate therapies to stop seizures, find cures, and save lives. **Please learn more about our advocacy work at epilepsy.com/advocacy.**



UNIVERSITY OF HAWAII SYSTEM

‘ŌNAEHANA KULANUI O HAWAII

Legislative Testimony

Hō'ike Mana'o I Mua O Ka 'Aha'ōlelo

Testimony Presented Before the
House Committee on Consumer Protection and Commerce
Tuesday, April 4, 2023 at 2:00 p.m.

by

Dr. Clementina Ceria-Ulep, Dean
Nancy Atmospera-Walch School of Nursing

and

Michael Bruno, Provost
University of Hawai'i at Mānoa

SB 1344 SD2 HD1 – RELATING TO EDUCATIONAL HEALTH SERVICES

Chair Nakashima, Vice Chair Sayama, and Members of the Committee:

Thank you for the opportunity to present testimony **in strong support** of this measure, SB 1344 SD2 HD1, which aims to 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.

The University of Hawai'i at Mānoa Nancy Atmospera-Walch School of Nursing (NAWSON) partnered with the Department of Education in 2014 to instill the school nursing program by placing advanced practice registered nurses (APRNs) in each complex area. The Legislature, recognizing the great importance of ensuring children are healthy and ready to learn, supported this program by allocating state funds to ensure that children enrolled in Hawai'i's public school system may access school nursing care. Today, the program, Hawai'i Keiki: Healthy and Ready to Learn, has 51 nurses, including APRNs and registered nurses, serving each complex, and school health technicians who support the Hawai'i Keiki program in 171 schools. In quarters 1 and 2 of this school year (fall semester 2022), Hawai'i Keiki RNs and APRNs conducted 9,112 in person visits and 272 virtual visits for illness or injury. The Hawai'i Keiki nurses are well positioned throughout the state to support review of medications requests to assess the appropriateness to be administered school grounds.

The Hawai'i Keiki: Healthy and Ready to Learn Program is nearing a decade of established school nursing care within the Department of Education's public education system and is confident that this law change, as well as resulting modifications to existing departmental processes and protocols will lead to an improvement in access to healthcare and quality of care for Hawai'i's children. Secondly, NAWSON is confident in Hawai'i Keiki's ability to support these new processes and protocols related to approvals of medication administration on school grounds.

It is with great pleasure that NAWSON partners with the Department of Education in the delivery of school nursing care so that teachers, staff, and principals can focus on their exemplary education.

NAWSON respectfully requests favorable consideration of this measure, SB 1344 SD2 HD1.



House Committee on Consumer Protection and Commerce
Tuesday, April 4, 2023, at 2:00 PM
Via Videoconference in Conference Room 329, State Capitol

**TESTIMONY IN SUPPORT OF SB 1344 SD2 HD1:
RELATING TO EDUCATIONAL HEALTH SERVICES**

Aloha Chair Nakashima, Vice-Chair Sayama, and members of the committee!

The Hawai'i State Youth Commission (HiYC) was established to “advise the governor and legislature on the effects of legislative policies, needs, assessments, priorities, programs, and budgets concerning the youth of the state.” We are writing in **strong support** of SB 1344.

This bill replaces the term "school health aides" with "school health assistants" to reflect recent changes to the job title. The bill also allows 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.

The Hawai'i State Youth Commission's priorities this year include education and public health. SB 1344 is an intersection of both issues. By allowing the approved administration of medication to students, youth are receiving the medical help they need while in a school environment. For the students receiving this care, their overall health is improved, which would have a domino effect to better learning habits and schoolwork performance. As students in the state of Hawai'i, we each have had experiences going to a school nurse or health worker and needing assistance. Thus, we know how important SB 1344 would be for other keiki in the state through school health assistants. Please pass this measure.

Thank you for the opportunity to testify in support of SB 1344 SD2 HD1.

Hawai'i State Youth Commission
hawaiistateyc@gmail.com

SB-1344-HD-1

Submitted on: 3/30/2023 10:53:25 PM

Testimony for CPC on 4/4/2023 2:00:00 PM

| Submitted By | Organization | Testifier Position | Testify |
|---------------------|---------------------|---------------------------|---------------------------|
| Gerard Silva | Individual | Oppose | Written Testimony Only |

Comments:

Only the Parents Have this right and the Family Doctor with parents Permission!!!

SB-1344-HD-1

Submitted on: 3/31/2023 12:25:51 PM

Testimony for CPC on 4/4/2023 2:00:00 PM

| Submitted By | Organization | Testifier Position | Testify |
|---------------------|---------------------|---------------------------|---------------------------|
| Cards Pintor | Individual | Support | Written Testimony Only |

Comments:

Aloha,
I support this bill.
Mahalo nui,
Cards Pintor