



GOV. MSG. NO. 1246

EXECUTIVE CHAMBERS
KE KE'ENA O KE KIA'ĀINA

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA

June 29, 2023

The Honorable Ronald D. Kouchi
President of the Senate,
and Members of the Senate
Thirty-Second State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

✓ The Honorable Scott K. Saiki
Speaker, and Members of the
House of Representatives
Thirty-Second State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on June 29, 2023, the following bill was signed into law:

SB830 SD2 HD1 CD1

RELATING TO EMERGENCY MEDICAL
RESPONSE.
ACT 143

Sincerely,

Josh Green, M.D.
Governor, State of Hawai'i

on JUN 29 2023

THE SENATE
THIRTY-SECOND LEGISLATURE, 2023
STATE OF HAWAII

S.B. NO. 830
S.D. 2
H.D. 1
C.D. 1

A BILL FOR AN ACT

RELATING TO EMERGENCY MEDICAL RESPONSE.

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

1 PART I

2 SECTION 1. In accordance with section 9 of article VII of
3 the Hawaii State Constitution and sections 37-91 and 37-93,
4 Hawaii Revised Statutes, the legislature has determined that the
5 appropriations contained in H.B. No. 300, H.D. 1, S.D. 1,
6 C.D. 1, and this Act will cause the state general fund
7 expenditure ceiling for fiscal year 2023-2024 to be exceeded by
8 \$1,064,267,367 or 11.0 per cent. This current declaration takes
9 into account general fund appropriations authorized for fiscal
10 year 2023-2024 in H.B. No. 300, H.D. 1, S.D. 1, C.D. 1, and this
11 Act only. The reasons for exceeding the general fund
12 expenditure ceiling are that:

- 13 (1) The appropriations made in this Act are necessary to
14 serve the public interest; and
- 15 (2) The appropriations made in this Act meet the needs
16 addressed by this Act.

17 SECTION 2. The legislature finds that in critical medical
18 emergencies, each minute matters. Long-term injury, brain



1 damage, and even death can occur within just a few minutes in
2 some types of emergencies. Whether it is a student choking or a
3 teacher experiencing cardiac arrest, help provided within four
4 minutes, rather than eight minutes, can save a life.

5 The legislature further finds that while the department of
6 education currently has basic emergency response guidance, there
7 is a gap between the guidance provided to "administer first aid"
8 and the training and preparedness of personnel in the case of an
9 unforeseen critical medical emergency.

10 Accordingly, the purpose of this Act is to:

11 (1) Establish within the department of education, a one-
12 year critical emergency response pilot program to
13 establish a critical emergency response team for each
14 department school located in central Oahu selected by
15 the department of education to participate in the
16 pilot program;

17 (2) Establish within the state public charter school
18 commission, a one-year critical emergency response
19 pilot program to establish a critical emergency
20 response team for each public charter school selected



1 by the state public charter school commission to
2 participate in the pilot program;

3 (3) Require the department of education and state public
4 charter school commission to report to the legislature
5 before the regular session of 2024; and

6 (4) Appropriate funds.

7 PART II

8 SECTION 3. (a) There is established within the department
9 of education, a one-year critical emergency response pilot
10 program to establish a critical emergency response team for each
11 department school located in central Oahu selected by the
12 department of education to participate in the pilot program.

13 (b) The critical emergency response team for each
14 department school participating in the pilot program shall
15 consist of critical emergency response team members, each of
16 whom shall:

17 (1) Maintain active certifications in first aid,
18 cardiopulmonary resuscitation, and automated external
19 defibrillator from organizations approved by the
20 department; provided that any certification more than



1 two years old shall not be valid for purposes of this
2 paragraph; and

3 (2) Respond in good faith when activated.

4 (c) Any person who acts in accordance with the
5 requirements of this part shall be immune from any civil or
6 criminal liability arising from these acts, except where the
7 person's conduct would constitute gross negligence, willful and
8 wanton misconduct, or intentional misconduct.

9 (d) Each department school participating in the pilot
10 program shall:

11 (1) Develop a known, practiced, and maintained
12 communication method to activate the school's critical
13 emergency response team members; and

14 (2) Run not less than two critical emergency drills during
15 the 2023-2024 school year; provided that the drill
16 response time goal shall be less than three minutes.

17 (e) For purposes of this part:

18 "Critical emergency" means a situation in which a person is
19 in immediate danger of loss of life, including from cardiac
20 arrest, choking, or uncontrolled bleeding.



1 "First aid" means lifesaving help given in a critical
2 emergency, including providing abdominal thrusts when someone is
3 choking, performing cardiopulmonary resuscitation when someone
4 is unconscious and does not have a pulse, or applying pressure
5 or a tourniquet in an uncontrolled bleeding.

6 SECTION 4. The department of education shall submit a
7 report of its findings and recommendations, including any
8 proposed legislation, for the critical emergency response pilot
9 program to the legislature no later than twenty days prior to
10 the convening of the regular session of 2024. The report shall
11 include the department of education's recommendations as to
12 whether the pilot program should be extended or expanded to
13 include all department schools within the State.

14 SECTION 5. There is appropriated out of the general
15 revenues of the State of Hawaii the sum of \$350,000 or so much
16 thereof as may be necessary for fiscal year 2023-2024 for the
17 department of education to implement the critical emergency
18 response pilot program established pursuant to this part.

19 The sum appropriated shall be expended by the department of
20 education for the purposes of this part.

21 PART III



1 SECTION 6. (a) There is established within the state
2 public charter school commission, a one-year critical emergency
3 response pilot program to establish critical emergency response
4 teams for certain public charter schools within the State. The
5 state public charter school commission shall select the public
6 charter schools that shall participate in the pilot program.

7 (b) The critical emergency response team for each public
8 charter school participating in the pilot program shall consist
9 of critical emergency response team members, each of whom shall:

10 (1) Maintain active certifications in first aid,
11 cardiopulmonary resuscitation, and automated external
12 defibrillator from organizations approved by the
13 department; provided that any certification more than
14 two years old shall not be valid for purposes of this
15 paragraph; and

16 (2) Respond in good faith when activated.

17 (c) Any person who acts in accordance with the
18 requirements of this part shall be immune from any civil or
19 criminal liability arising from these acts, except where the
20 person's conduct would constitute gross negligence, willful and
21 wanton misconduct, or intentional misconduct.



1 (d) Each public charter school participating in the pilot
2 program shall:

3 (1) Develop a known, practiced, and maintained
4 communication method to activate the school's critical
5 emergency response team members; and

6 (2) Run not less than two critical emergency drills during
7 2023-2024 school year; provided that the drill
8 response time goal shall be less than three minutes.

9 (e) For purposes of this part:

10 "Critical emergency" means a situation in which a person is
11 in immediate danger of loss of life, including from cardiac
12 arrest, choking, or uncontrolled bleeding.

13 "First aid" means lifesaving help given in a critical
14 emergency, including providing abdominal thrusts when someone is
15 choking, performing cardiopulmonary resuscitation when someone
16 is unconscious and does not have a pulse, or applying pressure
17 or a tourniquet in an uncontrolled bleeding.

18 SECTION 7. The state public charter school commission
19 shall submit a report of its findings and recommendations,
20 including any proposed legislation, for the critical emergency
21 response pilot program to the legislature no later than twenty



1 days prior to the convening of the regular session of 2024. The
2 report shall include the state public charter school
3 commission's recommendations as to whether the pilot program
4 should be extended or expanded to include all public charter
5 schools within the State.

6 SECTION 8. There is appropriated out of the general
7 revenues of the State of Hawaii the sum of \$150,000 or so much
8 thereof as may be necessary for fiscal year 2023-2024 for the
9 state public charter school commission to implement the critical
10 emergency response pilot program established pursuant to this
11 part.

12 The sum appropriated shall be expended by the state public
13 charter school commission for the purposes of this part.

14 PART IV

15 SECTION 9. This Act shall take effect on July 1, 2023.

APPROVED this 29th day of June, 2023



GOVERNOR OF THE STATE OF HAWAII



THE SENATE OF THE STATE OF HAWAI'I

Date: May 4, 2023
Honolulu, Hawai'i 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-Second Legislature of the State of Hawai'i, Regular Session of 2023.


President of the Senate



Clerk of the Senate

SB No. 830, SD 2, HD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 4, 2023
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-Second Legislature of the State of Hawaii, Regular Session of 2023.



Scott K. Saiki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives