
A BILL FOR AN ACT

RELATING TO THE DEPARTMENT OF EDUCATION.

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

1 SECTION 1. The legislature finds that school health
2 assistants under existing state law may administer medications
3 to students in public schools. However, due to vacancies, many
4 schools experience challenges in meeting the needs of students
5 who are prescribed medications or may benefit from receiving
6 medications in emergency situations while on campus.

7 The legislature further finds that school staff acting as
8 volunteers can be an effective substitute after completing
9 training and general instruction in tasks such as correctly
10 interpreting the health care provider's orders; identifying the
11 correct student to receive the medication; identifying the
12 correct route of administration of medication, either oral or
13 nasal; confirming the correct dosage; administering the
14 medications at the right time; and duly documenting events.

15 Skilled nursing services, such as those that require a license,
16 are out of scope for both school health assistants and trained
17 volunteers.



1 Accordingly, the purpose of this Act is to authorize public
2 school employees or agents who have completed appropriate
3 training to act as volunteer substitutes to administer
4 medications to students consistent with standards applicable to
5 school health assistants.

6 SECTION 2. Section 302A-853, Hawaii Revised Statutes, is
7 amended by amending subsection (a) to read as follows:

8 "(a) School health assistants, and other employees and
9 agents trained by a health care professional employed or
10 contracted by the department, may assist students by
11 administering oral, nasal, and topical medication, and in
12 emergency situations, other premeasured medication; provided
13 that:

- 14 (1) If the student receiving the medication is a minor, a
15 parent or guardian requests and authorizes the
16 administration of medication;
- 17 (2) The medication has been prescribed by a licensed
18 physician, [~~as defined in section 334-1,~~] physician
19 assistant, advanced practice registered nurse, or [~~by~~
20 a] other practitioner with prescriptive authority;



1 (3) The administration of the medication is with the
2 approval of a health care professional within the
3 department, department of health, or health care
4 service as defined in section 323D-2 pursuant to a
5 written agreement with the department; and

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

9 SECTION 3. Statutory material to be repealed is bracketed
10 and stricken. New statutory material is underscored.

11 SECTION 4. This Act shall take effect on July 1, 3000.



Report Title:

Department of Education; Administration of Medication; Students'
Health and Safety

Description:

Expands the Department of Education's authority to allow more
trained staff to volunteer to assist students with the
administration of medication. Effective 7/1/3000. (HD2)

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not legislation or evidence of legislative intent.*

