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# 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 may administer required medications to students.  
3 However, due to increasing vacancies for school health  
4 assistants, many schools experience challenges in meeting the  
5 needs of students who are prescribed medications or may benefit  
6 from receiving medications in emergency situations while on  
7 campus. This lapse of continued care may risk the health and  
8 safety of students who rely on timely administration of certain  
9 medications.

10           To ensure the health and safety of students, other school  
11 staff who volunteer to administer medication can be effective  
12 substitutes once these individuals complete training and general  
13 instruction on medication administration. Because skilled  
14 nursing services, such as those that require a license, are  
15 outside the scope even for school health assistants, requiring  
16 volunteers to complete training that includes correctly  
17 interpreting the health care provider's orders; identifying the



1 correct route of administration, either oral, nasal, or topical;  
2 confirming the correct dose; administering medications at the  
3 right time of day; and documenting medication administration,  
4 can ensure accountability and the necessary safeguards for  
5 student health.

6 Accordingly, the purpose of this Act is to authorize public  
7 school employees or agents who have completed appropriate  
8 training to administer medication for students consistent with  
9 standards applicable to school health assistants.

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

12 "(a) School health assistants, and public school employees  
13 and agents trained by a health care professional employed or  
14 contracted by the department, may assist students by  
15 administering oral, nasal, and topical medication, and in  
16 emergency situations, other premeasured medication; provided  
17 that:

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



1           (2) The medication has been prescribed by a [~~licensed~~]  
 2           physician[~~, as defined in section 334-1, or by a~~  
 3           ~~practitioner~~] or physician assistant licensed pursuant  
 4           to chapter 453, an advanced practice registered nurse  
 5           with prescriptive authority[~~+~~] licensed pursuant to  
 6           chapter 457, or by another licensed health care  
 7           practitioner with prescriptive authority;

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

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

16          SECTION 3. Statutory material to be repealed is bracketed  
 17          and stricken. New statutory material is underscored.

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



**Report Title:**

DOE; Medication Administration; Staff; Agents; Health Care Professionals; Physician Assistants; Advanced Practice Registered Nurses; Prescriptive Authority

**Description:**

Allows school staff and agents trained by a health care professional to volunteer to administer medication to students at Department of Education public schools under certain conditions. Clarifies who may prescribe medication to be administered to students in schools. Effective 7/1/3000. (HD1)

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

