

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
105TH LEGISLATURE
FIRST SPECIAL SESSION

HOUSE AMENDMENT "B" to H.P. 1468, L.D. 1911, Bill,
"AN ACT to Correct Errors and Inconsistencies in the Education
Laws."

Amend said Bill by inserting after section 2 the
following:

'Sec. 2-A. R.S., T. 20, §805, additional. Title 20 of the
Revised Statutes is amended by adding a new section 805 to read
as follows:

§ 805. Information concerning pupils

No superintendent of schools, principal, teacher, employee
or governing board member of any public, private or parochial
elementary or secondary school, shall permit access to any
written records concerning any particular pupil enrolled in the
school in any class to any person except under judicial process
unless the person is one of the following:

1. Parent or guardian. Either parent or a guardian of such
pupil;

2. Person designated. A person designated, in writing, by
such pupil if he is an adult, or by either parent or a guardian
of such pupil if he is a minor;

3. Officials. An official or employee of a public, private
or parochial elementary or secondary school where the pupil attend
has attended or intends to enroll;

(Filing No. #564)

4. Law enforcement officer. A state or local law enforcement officer, including a probation officer, parole officer or a member of a parole board seeking information in the course of his duties;

5. Education officials. The Commissioner of Education, or a member of his staff, or the superintendent of schools, or a member of his staff, where the pupil attends, has attended or intends to enroll; and

6. Scholastic records. A college or university requesting scholastic records of a pupil who has applied thereto for admission.

Such restrictions are not intended to interfere with the giving of information by school personnel concerning participation in athletics or other school activities, the winning of scholastic or other honors and awards, or other like information. Notwithstanding the restrictions imposed by this section, a governing body may, in its discretion, provide information to the staff of a college, university or educational research and development organization or laboratory if such information is necessary to a research project or study conducted, sponsored, or approved by the college, university or educational research and development organization or laboratory and if no pupil will be identified by name in the information submitted for research.'

Statement of Fact

Lately, school officials have been requested to release

(Filing No. 564)

personal information concerning pupils in public schools. Many times, the requested information should not be disclosed and it is the purpose of this law to protect such information from disclosure, with necessary exceptions.

Filed by Mr. Millett of Dixmont.

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