

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 715

H. P. 533

House of Representatives, February 8, 1973

Referred to Committee on Judiciary. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Greenlaw of Stonington.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT to Establish Privileged Communication for School Counselors.

Be it enacted by the People of the State of Maine, as follows:

R. S., T. 20, § 806, additional. Title 20 of the Revised Statutes is amended by adding a new section 806, to read as follows:

§ 806. Privileged communication for school counselors

The right of privileged communication shall be extended to school counselors, including but not limited to, elementary and secondary counselors and counselors who may work in a school setting at a post-secondary level.

A counselor to whom this privilege is granted shall not be required to divulge or to release information which he may have gathered in his counseling relation with said client or, in the case of a minor, the person or agency having legal custody of said minor.

A client shall be defined as any person who has actively sought or is in the process of seeking professional help from said counselor. The counseling relation and information resulting therefrom must be kept confidential consistent with the obligations of the counselor as a professional person.

STATEMENT OF FACT

The purpose of this bill is reflected in the title.