

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE
4

5 Legislative Document

No. 833

6
7 H.P. 562

House of Representatives, February 28, 1985

8 On Motion of Representative Brown of Gorham, referred to the
9 Committee on Education. Sent up for concurrence and ordered printed.

10 EDWIN H. PERT, Clerk

Presented by Representative Scarpino of St. George.
Cosponsored by Senator Hichens of York.

11
12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FIVE
16

17 AN ACT to Establish the Maine Protection of
18 Pupil Rights Act.
19

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

22 20-A MRSA c. 202-A is enacted to read:

23 CHAPTER 202-A

24 PROTECTION OF PUPIL RIGHTS ACT

25 §4111. Short title

26 This chapter shall be known and may be cited as
27 the "Maine Protection of Pupil Rights Act."

28 §4112. Access to instructional material used in a
29 research or experimentation program

30 1. Materials available for inspection. All in-
31 structional material, including teachers' manuals,

1 films, tapes, computer software or other supplemen-
2 tary instructional material to be used in connection
3 with any research or experimentation program or
4 project shall be available for inspection by the par-
5 ents or guardians of the children engaged in that
6 program or project.

7 2. Definitions. As used in this section, unless
8 the context otherwise indicates, the following terms
9 have the following meanings.

10 A. "Research or experimentation program or
11 project" means any program or project in the pub-
12 lic schools of this State that is designed to ex-
13 plere or develop new or unproven teaching methods
14 or techniques.

15 B. "Students" means persons not over age 21
16 years who are enrolled in a program not above the
17 elementary or secondary education level.

18 §4113. Protection of students' privacy in examina-
19 tion, testing or treatment

20 1. Prohibition. No student may be required, as
21 part of any program, project, class, course or activ-
22 ity in the public schools of this State to submit,
23 without prior informed consent, to psychiatric exami-
24 nation, testing or treatment, or psychological exami-
25 nation, testing or treatment, in which the purpose is
26 to reveal information concerning one or more of the
27 following:

28 A. Political affiliations;

29 B. Religious beliefs and practices;

30 C. Mental and psychological problems potentially
31 embarrassing to the student or his family;

32 D. Sex behavior and attitudes;

33 E. Illegal, antisocial, self-incriminating and
34 demeaning behavior;

35 F. Critical appraisals of other individuals with
36 whom the student has close family relationships;

