

# MAINE STATE LEGISLATURE

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# 131st MAINE LEGISLATURE

## FIRST REGULAR SESSION-2023

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Legislative Document

No. 1144

S.P. 471

In Senate, March 13, 2023

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### **An Act to Ban Monitoring Software Targeting Maine Students**

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Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

A handwritten signature in dark ink, appearing to read "D M Grant".

DAREK M. GRANT  
Secretary of the Senate

Presented by Senator TIPPING of Penobscot.

Cosponsored by Senators: BRAKEY of Androscoggin, GROHOSKI of Hancock,

Representatives: MILLIKEN of Blue Hill, O'NEIL of Saco.

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

2               **Sec. 1. 20-A MRSA §4015** is enacted to read:

3       **§4015. Monitoring software prohibited**

4               A school administrative unit or other public actor may not install monitoring software  
5       on an electronic device that may be used by a student of the school administrative unit  
6       outside of school. For the purposes of this section, "monitoring software" means any device  
7       that may be used by a public actor to observe, photograph, hear, record, amplify or  
8       broadcast sounds or events when the electronic device is being used by a student other than  
9       when the student intends to provide the public actor that access. "Public actor" means any  
10       employee of a state, county, municipal or quasi-municipal government or other actor acting  
11       on behalf of a school administrative unit.

12                               **SUMMARY**

13               This bill prohibits a school administrative unit or other public actor acting on behalf of  
14       a school administrative unit from installing monitoring software on an electronic device  
15       that may be used by a student outside of school to monitor that student except when the  
16       student intends to use the electronic device for that purpose.