



129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document

No. 639

S.P. 201

In Senate, February 7, 2019

An Act To Protect Student Privacy

Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator CARPENTER of Aroostook.
Cosponsored by Senator GRATWICK of Penobscot, Representative McCREA of Fort Fairfield
and Senator: DILL of Penobscot, Representatives: HARNETT of Gardiner, NADEAU of
Winslow.

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

2 **Sec. 1. 1 MRSA §402, sub-§3, ¶U**, as amended by PL 2017, c. 118, §2, is further
3 amended to read:

4 U. Records provided by a railroad company describing hazardous materials
5 transported by the railroad company in this State, the routes of hazardous materials
6 shipments and the frequency of hazardous materials operations on those routes that
7 are in the possession of a state or local emergency management entity or law
8 enforcement agency, a fire department or other first responder. For the purposes of
9 this paragraph, "hazardous material" has the same meaning as set forth in 49 Code of
10 Federal Regulations, Section 105.5; ~~and~~

11 **Sec. 2. 1 MRSA §402, sub-§3, ¶V**, as enacted by PL 2017, c. 118, §3, is
12 amended to read:

13 V. Participant application materials and other personal information obtained or
14 maintained by a municipality or other public entity in administering a community
15 well-being check program, except that a participant's personal information, including
16 health information, may be made available to first responders only as necessary to
17 implement the program. For the purposes of this paragraph, "community well-being
18 check program" means a voluntary program that involves daily, or regular, contact
19 with a participant and, when contact cannot be established, sends first responders to
20 the participant's residence to check on the participant's well-being; and

21 **Sec. 3. 1 MRSA §402, sub-§3, ¶W** is enacted to read:

22 W. Video and audio recordings made by security or surveillance cameras on school
23 grounds as defined in Title 20-A, section 6554, subsection 2, paragraph E.

24 **SUMMARY**

25 This bill provides that video and audio recordings made by security or surveillance
26 cameras on school grounds or in school vehicles are not public records for purposes of
27 the Freedom of Access Act.