



131st MAINE LEGISLATURE

FIRST REGULAR SESSION-2023

Legislative Document

No. 1144

S.P. 471

In Senate, March 13, 2023

An Act to Ban Monitoring Software Targeting Maine Students

Reference to the Committee on Education and Cultural Affairs 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 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.