

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the amendment in the emergency preamble in the 3rd **Whereas** paragraph in the first line (page 1, line 20 in amendment) by inserting after the following: "devices" the following: ', cloud computing services that process and store student data'

Amend the amendment in the emergency preamble in the 4th **Whereas** paragraph in the first line (page 1, line 22 in amendment) by inserting after the following: "protecting the" the following: 'privacy,'

Amend the amendment in section 1 by striking out all of subsections 3 to 7 (page 2, lines 19 to 32 in amendment) and inserting the following:

‘3. Concerns of students and prospective students about privacy rights associated with social media, cloud computing services that process and store student data and personal e-mail accounts;

4. Concerns of educational institutions, including public and private schools and postsecondary institutions, about social media, cloud computing services that process and store student data and personal e-mail accounts of students and prospective students with regard to electronic communications devices provided by the institution, compliance with applicable laws and regulatory requirements, including policies and practices addressing bullying and harassment, and in loco parentis responsibilities;

5. Concerns of parents and educators about the processing and storing of student data by online service providers to kindergarten to 12th grade educational institutions in order to build information profiles on students and target online advertisements to students;

6. Laws and experiences in other states concerning social media, cloud computing services that process and store student data and personal e-mail privacy;

7. The application of federal law and regulations concerning social media, cloud computing services that process and store student data and personal e-mail privacy; and

8. How subpoena powers of governmental entities apply to social media, cloud computing services that process and store student data and personal e-mail accounts; and be it further’

Amend the amendment by striking out all of section 4 and inserting the following:

‘Sec. 4 Report. Resolved: That, no later than November 5, 2014, the committee shall submit a report that includes its findings and recommendations, including suggested legislation, for presentation to the First Regular Session of the 127th Legislature. The committee shall make recommendations concerning limitations on providing log-in information, requiring inclusion on contacts lists, changing privacy settings and otherwise accessing content of social media, cloud computing services that process and store student data and personal e-mail accounts of employees, applicants for employment, students and prospective students, as well as appropriate remedies for violations of restrictions; and be it further

Sec. 5 Funding. Resolved: That the committee shall seek funding contributions to fully fund the costs of the study. All funding is subject to approval by the Legislative Council in accordance with its policies. If sufficient contributions to fund the study have not been received within 30 days after the effective date of this resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed; and be it further

Sec. 6 Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Study Commissions - Funding 0444

Initiative: Provides an allocation to authorize the expenditure of contributions received to fund the costs of a study by the Joint Standing Committee on Judiciary.

OTHER SPECIAL REVENUE FUNDS	2013-14	2014-15
Personal Services	\$0	\$3,080
All Other	\$0	\$4,170
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$7,250

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SUMMARY

This amendment amends Committee Amendment "A" by directing the Joint Standing Committee on Judiciary to include in its study about social media and personal e-mail privacy in school and the workplace concerns about cloud computing services that process and store student data.

The amendment also requires the committee to seek funding contributions to fully fund the cost of the study.

The amendment also adds an appropriations and allocations section.