

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

## **An Act To Protect Children from Exposure on the Internet without Parental Consent**

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

**Sec. 1. 20-A MRSA §6001, sub-§2**, as enacted by PL 1999, c. 595, §2, is amended to read:

**2. Internet restrictions.** A public school may not publish on the Internet or provide for publication on the Internet any personal information about its students without first obtaining the written approval of those students' parents. For the purpose of this section, "personal information" means information that identifies a student, including, but not limited to, the student's full name, ~~photograph~~, personal biography, e-mail address, home address, date of birth, social security number and parents' names, and includes photographs, video and other images from which the student can be identified. A public school shall require that a provider of services or activities to students pursuant to an agreement with the public school abide by the provisions of this subsection.

**Sec. 2. 20-A MRSA §8901, sub-§1**, as enacted by PL 2005, c. 657, §1, is amended to read:

**1. Standards.** The commissioner shall establish standards consistent with the basic school approval requirements for after-school programs offered at elementary or secondary schools in the State. In establishing standards for after-school programs, the commissioner may also consider the requirements of the 21st Century Communities Learning Centers program authorized under Title IV, Part B of the federal Elementary and Secondary Education Act of 1965, as amended by the federal No Child Left Behind Act of 2001, 20 United States Code, Chapter 70. The commissioner shall require that after-school programs abide by the Internet restrictions applicable to public schools under section 6001, subsection 2.

**Sec. 3. 22 MRSA §8302-A, sub-§1, ¶¶H and I**, as enacted by PL 1997, c. 494, §10 and affected by §15, are amended to read:

H. The administration of medication; ~~and~~

I. Licensing procedures; ~~and~~

**Sec. 4. 22 MRSA §8302-A, sub-§1, ¶J** is enacted to read:

J. Internet restrictions. These rules must provide that a child care facility may not publish on the Internet or provide for publication on the Internet any personal information identified in Title 20-A, section 6001, subsection 2 regarding a child.

### **SUMMARY**

This bill expands the restrictions on information regarding students that may be published by a public school on the Internet to include video and other images from which a student can be identified. The

bill also extends the Internet restrictions that apply to public schools to apply to after-school programs, programs provided to students pursuant to an agreement with a public school and child care facilities.