

Student Records

This Act requires disciplinary records, attendance records, health records other than confidential health records for which consent for dissemination has not been obtained and special education records to be included in the records that follow a student who transfers to another school.

Submitted as:

Maine

[Chapter 472, Laws of 2003](#)

Status: Enacted into law in 2003.

Suggested State Legislation

(Title, enacting clause, etc.)

1 Section 1. [*Short Title.*] This Act may be cited as the "Student Records Act."
2

3 Section 2. [*Transfer of Records.*] Upon application of a student to transfer to another
4 school administrative unit in this State or to enroll at a school administrative unit in this State
5 from an educational program or school for juveniles located in or operated by a correctional
6 facility or a school outside of the State, and upon the written request of the superintendent of the
7 school administrative unit into which the student seeks admission, school administrators at the
8 school administrative unit from which the student is transferring shall provide all of the student's
9 education records, including disciplinary records, attendance records, health records other than
10 confidential health records for which consent for dissemination has not been obtained and special
11 education records, to school administrators at the school administrative unit to which the student
12 is seeking a transfer. Confidential health records may be provided under this subsection only if
13 the school administrator at the school administrative unit from which the student is transferring
14 receives the authorization or consent necessary for the dissemination of information contained in
15 the following records:

16 A. Records concerning information on a person's HIV infection status, including the
17 results of an HIV test, as those records are described in [insert citation];

18 B. Records concerning information on a person's alcohol and other drug abuse treatment
19 as those records are described in [insert citation];

20 C. Records concerning information on a person's health care and treatment as those
21 records are described in [insert citation]; and

22 D. Records concerning information on a person's mental health treatment as those records
23 are described in [insert citation].
24

25 Section 3. [*Severability.*] [Insert severability clause.]
26

27 Section 4. [*Repealer.*] [Insert repealer clause.]
28

29 Section 5. [*Effective Date.*] [Insert effective date.]