

## 126th MAINE LEGISLATURE

## **FIRST REGULAR SESSION-2013**

**Legislative Document** 

No. 528

H.P. 347

House of Representatives, February 19, 2013

An Act To Require Parental Consent for a School To Conduct Mental Health or Behavioral Screening on a Student

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

Millient M. Macfarland MILLICENT M. MacFARLAND Clerk

Presented by Representative FITZPATRICK of Houlton.
Cosponsored by Senator BURNS of Washington and
Representatives: AYOTTE of Caswell, BLACK of Wilton, DAVIS of Sangerville, ESPLING
of New Gloucester, GIFFORD of Lincoln, TIMBERLAKE of Turner, WILLETTE of
Mapleton, WILSON of Augusta.

1	Be it enacted by the People of the State of Maine as follows:
2	Sec. 1. 20-A MRSA §6456 is enacted to read:
3	§6456. Mental health or behavioral screening or testing
4 5 6 7 8	1. Written consent required. A school administrative unit shall obtain a written consent form from a student's parent before conducting any mental health or behavioral screening or testing, including conducting a survey, analysis or evaluation, of the student. The school administrative unit shall make available the content and questions of the screening or testing for inspection by a parent of the student upon request of the parent.
9 10 11	<ul> <li>2. Form of written consent. A written consent form under subsection 1 must:</li> <li>A. Clearly explain the nature of the screening or testing and when and where the screening or testing will take place;</li> </ul>
12 13	B. State that the content and questions of the screening or testing are available upon request of the parent; and
14	C. Be signed by the parent of the student to be screened or tested.
15	SUMMARY
16 17 18	This bill requires a school administrative unit to obtain written consent from a student's parent or guardian before conducting any mental health or behavioral screening or testing of the student.