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SENATE BILL 422

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

INTRODUCED BY

Jacob Candelaria

AN ACT

RELATING TO EDUCATION; PROHIBITING PUBLIC AND PRIVATE
INSTITUTIONS OF POST-SECONDARY EDUCATION FROM REQUESTING OR
REQUIRING A STUDENT, APPLICANT OR POTENTIAL APPLICANT FOR
ADMISSION TO PROVIDE A PASSWORD OR ACCESS TO THE SOCIAL
NETWORKING ACCOUNT OF THE STUDENT OR APPLICANT FOR ADMISSION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

**SECTION 1. REQUEST FOR ACCESS TO SOCIAL NETWORKING
ACCOUNT PROHIBITED.--**

A. It is unlawful for a public or private
institution of post-secondary education to request or require a
student, applicant or potential applicant for admission to
provide a password or any other related account information to
gain access to the student's, applicant's or potential
applicant's account or profile on a social networking web site

underscoring material = new
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1 or to demand access in any manner to a student's, applicant's
2 or potential applicant's account or profile on a social
3 networking web site.

4 B. Nothing in this section prohibits a public or
5 private institution of post-secondary education from obtaining
6 information about a student, applicant or potential applicant
7 for admission that is in the public domain.

8 C. As used in this section, "social networking web
9 site" means an internet-based service that allows individuals
10 to:

11 (1) construct a public or semi-public profile
12 within a bounded system created by the service;

13 (2) create a list of other users with whom
14 they share a connection within the system; and

15 (3) view and navigate their list of
16 connections and those made by others within the system.