

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: S3/3/03
A Bill

SENATE BILL 36

5 By: Senator J. Jeffress
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8 **For An Act To Be Entitled**

9 AN ACT TO REQUIRE FACULTY MEMBERS WHO DERIVE
10 DIRECT OR INDIRECT FINANCIAL BENEFIT FROM
11 MATERIALS REQUIRED TO BE USED BY THEIR STUDENTS
12 TO FILE CERTAIN DISCLOSURES; AND FOR OTHER
13 PURPOSES.
14

15 **Subtitle**

16 AN ACT TO REQUIRE FACULTY MEMBERS WHO
17 DERIVE DIRECT OR INDIRECT FINANCIAL
18 BENEFIT FROM MATERIALS REQUIRED TO BE
19 USED BY THEIR STUDENTS TO FILE CERTAIN
20 DISCLOSURES.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. (a) No later than January 1, 2004, the board of trustees
26 of state-supported institutions of higher education shall adopt a policy
27 regarding faculty members who derive direct or indirect financial benefit
28 from materials required to be used by their students.

29 (b) The policy shall require that:

30 (1) The faculty member disclose in writing any direct or
31 indirect financial benefit from materials required to be used by their
32 students;

33 (2)(A) The faculty member request written approval from the
34 faculty member's department chair and dean before requiring the purchase of
35 the faculty member's own proprietary materials by their students;

36 (B) The request for approval must include a description of



1 the material and a justification for its use;

2 (C) The request for approval must state the provision made
3 for disposition of revenues and royalties from the sales of the material;

4 (3) Revenues and royalties or other financial benefits made from
5 the sale of the material be paid to an organization not directly related to
6 or associated with the faculty member, but one that will benefit student
7 welfare at the institution; and

8 (4) Faculty members provide a satisfactory accounting of
9 remuneration and disposition of revenues and royalties acceptable to their
10 dean relative to materials required for student purchase during the preceding
11 year.

12 (c) No later than November 1 of each year, all institutions of higher
13 education shall report to the Department of Higher Education all disclosures,
14 requests for approval, and accountings submitted in compliance with the
15 policy.

16 (d) The policy required under this section may exempt:

17 (1) Materials pertaining to Arkansas history; and

18 (2) Any materials pertaining to written and published music.

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20 /s/ J. Jeffress
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