

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.

INTERIM STUDY PROPOSAL 2007-115

State of Arkansas

As Engrossed: S1/31/07 S2/6/07 S2/12/07 H3/12/07

86th General Assembly

A Bill

Regular Session, 2007

SENATE BILL 25

By: Senators Madison, *Salmon*

By: Representatives Harrelson, Burris

Referred to

Insurance & Commerce - Senate

by the Arkansas Senate

on 04/02/2007

For An Act To Be Entitled

*AN ACT TO REGULATE THE SELECTION AND USE OF
TEXTBOOKS AND COURSE MATERIALS AT STATE-SUPPORTED
INSTITUTIONS OF HIGHER EDUCATION; TO PROHIBIT
CERTAIN CUSTOMIZED TEXTBOOKS AND COURSE
MATERIALS; TO MINIMIZE THE COST OF TEXTBOOKS AND
COURSE MATERIALS; AND FOR OTHER PURPOSES.*

Subtitle

*TO REGULATE THE SELECTION AND USE OF
TEXTBOOKS AND COURSE MATERIALS AND TO
PROHIBIT CERTAIN CUSTOMIZED TEXTBOOKS
AND COURSE MATERIALS AT STATE-SUPPORTED
INSTITUTIONS OF HIGHER EDUCATION.*

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 6, Chapter 60, is amended to add an additional subchapter to read as follows:

Subchapter 6 – Textbooks and course materials

6-60-601. Customized textbooks and course materials prohibited.

(a)(1) As used in this section, "customized textbook or course

1 material" means an undergraduate textbook or course material that contains
2 information that:

3 (A) Includes supplemental information, logos, design
4 features, or any other information specific to the college, university,
5 technical institute, geographic area, or state;

6 (B) Produces no substantive change to the main text; and

7 (C) Is listed or treated by a state-supported institution
8 of higher education as the textbook or course material required for a class
9 to the exclusion of a textbook or course material containing the main or
10 substantially similar text whether or not the supplemental information or
11 alteration results in a new International Standard Book Number for the
12 textbook or course material required for the class.

13 (2) "Customized textbook or course material" does not include a
14 publication of selected segments or chapters of one (1) or more undergraduate
15 textbooks or course materials if the wholesale cost of the publication is no
16 more than fifty percent (50%) of the wholesale cost of the complete textbooks
17 or course materials when purchased new.

18 (b) Except as provided in subsection (c) of this section, no state-
19 supported institution of higher education in this state shall select or use
20 for instruction any customized textbook or course material.

21 (c) A customized textbook or course material may be adopted after the
22 effective date of this act if:

23 (1) The adoption is approved by the department chair and
24 the dean of the affected college; and

25 (2) The dean or division head of the college forwards to
26 the chief academic officer of the affected state-supported institution of
27 higher education the following information:

28 (A) A list of each adoption;

29 (B) The names of the person or persons responsible
30 for each adoption; and

31 (C) A written statement explaining the reason for
32 adoption.

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34 /s/ Madison

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