

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.

State of Arkansas
86th General Assembly
Regular Session, 2007

As Engrossed: S1/31/07

A Bill

SENATE BILL 25

By: Senators Madison, *Salmon*
By: Representatives Harrelson, Burris

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

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



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

2 (C) Is listed or treated by a state-supported institution

3 of higher education as the textbook or course material required for a class
4 to the exclusion of a textbook or course material containing the main or
5 substantially similar text whether or not the supplemental information or
6 alteration results in a new International Standard Book Number for the
7 textbook or course material required for the class.

8 (2) "Customized textbook or course material" does not include a
9 publication of selected segments or chapters of one (1) or more undergraduate
10 textbooks or course materials if the retail cost of the publication is no
11 more than fifty percent (50%) of the retail cost of the complete textbooks or
12 course materials when purchased new.

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

16 (c)(1) A customized textbook or course material may be adopted after
17 the effective date of this act if:

18 (A) The adoption is approved by the department chair and
19 the dean of the affected college; and

20 (B) The dean of the college forwards to the chancellor of
21 the affected state-supported institution of higher education the following
22 information:

23 (i) A list of each adoption;

24 (ii) The names of the person or persons responsible
25 for each adoption; and

26 (iii) A written statement explaining the reason for
27 adoption.

28 (2) The chancellor of the state-supported institution of higher
29 education shall send the information to the:

30 (A) Chief academic officer of the institution;

31 (B) Chief legal counsel of the institution; and

32 (C) Legislative Council.

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34 /s/ Madison
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