

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

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

86th General Assembly

A Bill

Regular Session, 2007

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;



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

(C) Is listed or treated by a state-supported institution of higher education as the textbook or course material required for a class

to the exclusion of a textbook or course material containing the main or

substantially similar text whether or not the supplemental information or

alteration results in a new International Standard Book Number for the

textbook or course material required for the class.

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

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

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

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

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

(i) A list of each adoption;

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

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

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

(A) *Chief academic officer of the institution;*

(B) Chief legal counsel of the institution; and

(C) *Legislative Council.*

/s/ *Madison*