
HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 116
by Representative Hoffmann

1 AMENDMENT NO. 1

2 On page 1, line 9, after "Department of" and before "to provide" delete "Education;" and
3 insert "Education, parents, and the public; to provide relative to contracts with publishers
4 relative to the purchase, lease, and use of textbooks and other instructional materials; to
5 provide relative to depositories for textbooks and other instructional materials;"

6 AMENDMENT NO. 2

7 On page 2, at the end of line 2, after "law. insert "The State Board of Elementary and
8 Secondary Education shall not require specific textbooks or other instructional materials that
9 are to be purchased or used by the governing authority of a public school to meet or exceed
10 the standards provided in R.S. 17:24.4 or by the governing authority of a nonpublic school
11 to meet or exceed the standards provided in R.S. 17:11."

12 AMENDMENT NO. 3

13 On page 3, between lines 3 and 4, insert the following:

14 "(5) The governing authority of each public elementary and
15 secondary school shall adopt rules and regulations that ensure that all
16 textbooks and materials of instruction under consideration for adoption are
17 thoroughly screened and reviewed as to their content prior to adoption.
18 These rules and regulations shall provide for opportunities for parents and
19 other members of the public to review and provide input relative to the
20 textbooks and materials of instruction under consideration for adoption."

21 AMENDMENT NO. 4

22 On page 4, between lines 7 and 8, insert the following:

23 "E.(1) No publisher, distributor, wholesaler, or retailer shall charge
24 the governing authority of a public or nonpublic school a purchase price,
25 rental fee, or other fee for the purchase, lease, or use of a textbook or
26 instructional material that exceeds the lowest price or fee charged for the
27 same textbook or instructional material to a school governing authority in
28 another state.

29 (2) Any provision in a contract, subcontract, purchase order, or other
30 agreement for the purchase, lease, or use of a textbook or other instructional
31 material between a school governing authority and a publisher, distributor,
32 wholesaler, or retailer that exceeds the limit set in Paragraph (1) of this
33 Subsection shall be null and void.

34 (3) The purchase of textbooks and other instructional materials by
35 school governing authorities shall be exempt from the Louisiana
36 Procurement Code, Chapter 10 of Title 38 of the Louisiana Revised Statutes
37 of 1950, or any other provision of law requiring public bidding.

38 (4) The provisions of this Subsection shall apply to contracts,
39 subcontracts, purchase orders, and other agreements as provided in this
40 Section entered into on or after July 1, 2013.

41 F. Publishers, distributors, wholesalers, or retailers shall sell
42 textbooks and other instructional materials at the same price to all school

1 governing authorities in the state and shall guarantee constant pricing for
2 such products throughout each fiscal year.

3 G.(1) Each publisher doing business with a school governing
4 authority in the state shall maintain, at the publisher's expense, an inventory
5 of textbooks and other instructional materials in sufficient quantities to meet
6 all reasonable and immediate demands at one or more full-service
7 depositories centrally located in the state and registered with the state
8 Department of Education.

9 (2) The state Department of Education may provide standards for
10 determining whether or not a depository is in good standing based on the
11 department's determination of the level of service provided by the depository
12 to school governing authorities in the purchase of textbooks and other
13 instructional materials."