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**HOUSE COMMITTEE AMENDMENTS**

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

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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 2, line 13, after "Education" delete the comma "," and delete the remainder of the  
14 line

15 AMENDMENT NO. 4

16 On page 2, line 15, after "standards" and before "All" change the period "." to a semicolon  
17 ";" and insert "however, the department may limit the number of reviews it performs in  
18 accordance with funds available for such purpose."

19 AMENDMENT NO. 5

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

21 "(5) The governing authority of each public elementary and  
22 secondary school shall adopt rules and regulations that ensure that all  
23 textbooks and materials of instruction under consideration for adoption are  
24 thoroughly screened and reviewed as to their content prior to adoption.  
25 These rules and regulations shall provide for opportunities for parents and  
26 other members of the public to review and provide input relative to the  
27 textbooks and materials of instruction under consideration for adoption."

28 AMENDMENT NO. 6

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

30 "E.(1) No publisher, distributor, wholesaler, or retailer shall charge  
31 the governing authority of a public or nonpublic school a purchase price,  
32 rental fee, or other fee for the purchase, lease, or use of a textbook or  
33 instructional material that exceeds the lowest price or fee charged for the  
34 same textbook or instructional material to a school governing authority in  
35 another state.

36 (2) Any provision in a contract, subcontract, purchase order, or other  
37 agreement for the purchase, lease, or use of a textbook or other instructional  
38 material between a school governing authority and a publisher, distributor,

1 wholesaler, or retailer that exceeds the limit set in Paragraph (1) of this  
2 Subsection shall be null and void.

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

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

10 F. Publishers, distributors, wholesalers, or retailers shall sell  
11 textbooks and other instructional materials at the same price to all school  
12 governing authorities in the state and shall guarantee constant pricing for  
13 such products throughout each fiscal year.

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

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