
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 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."