

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 116** HLS 13RS 436  
 Bill Text Version: **ENGROSSED**  
 Opp. Chamb. Action:  
 Proposed Amd.:  
 Sub. Bill For.:

<b>Date:</b> May 6, 2013 3:22 PM	<b>Author:</b> HOFFMANN
<b>Dept./Agy.:</b> Education	<b>Analyst:</b> Mary Kathryn Drago
<b>Subject:</b> Textbooks and Instructional Materials	

TEXTBOOKS/MATERIALS EG DECREASE GF EX See Note Page 1 of 1  
 Provides relative to textbooks and other instructional materials for elementary and secondary schools

The proposed legislation requires the Board of Elementary and Secondary Education (BESE) to prescribe the adoption of textbooks by the governing authority of each public elementary and secondary school and the use of materials. The Department of Education is required to offer a review service of textbooks and other instructional materials to evaluate their alignment to state content standards, but may limit the reviews in accordance with funds available for such purpose. The Department of Education will no longer conduct a textbook adoption process. The governing authority of each public elementary and secondary school may purchase textbooks and other instructional materials that has not been approved by the department. BESE must adopt rules and procedures for supplying textbooks and materials for home study program through the local public school governing authority. No publisher, distributor, wholesaler, or retailer shall charge the governing authority of a public or nonpublic school a purchase price, rental fee for the purchase, lease, or use of a textbook or instructional material that exceeds the lowest price or fee charged for the same textbook or instructional material to a school governing authority in another state. Publishers, distributors, wholesalers, or retailers shall sell textbooks and other instructional materials at the same price to all school governing authorities in the state and shall guarantee constant pricing for such products throughout each fiscal year.

<b>EXPENDITURES</b>	<b>2013-14</b>	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>	<b>2017-18</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	DECREASE	DECREASE	DECREASE	DECREASE	DECREASE	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
<b>Annual Total</b>						
<b>REVENUES</b>	<b>2013-14</b>	<b>2014-15</b>	<b>2015-16</b>	<b>2016-17</b>	<b>2017-18</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b>\$0</b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**EXPENDITURE EXPLANATION**

The proposed legislation is not anticipated to materially effect state or local governmental expenditures. School districts may choose to spend a similar amount on textbooks and materials as in previous years, but they have the authority to spend more if they choose to do so. Currently, the Department of Education has a contract with publishers and school districts were allowed to make purchases for textbooks and materials through this contract, or directly from publishers. The state will no longer contract with publishers, but school districts can continue to make purchases directly from publishers. The legislation requires publishers, distributors, wholesalers, or retailers to sell textbooks and other instructional materials at the same price to all school governing authorities in the state and shall guarantee constant pricing for such products throughout each fiscal year. In addition publishers, distributors, wholesalers, or retailers are not allowed to charge more than the lowest price charged for the same textbook to a school governing authority in another state.

School districts are allowed to purchase electronic textbooks, materials, media and content which may be available at a lower cost. The Department of Education is required to offer a review service of textbooks and other instructional materials to evaluate their alignment to state content standards, but the department may limit the reviews in accordance with the availability of funds for such purpose. The department does not anticipate this process to impact current expenditures.

Note: The legislation deletes R.S. 17:353 which requires the state to pay for the administrative costs incurred by each city and parish school board related to the disbursement of books and materials to nonpublic school students. The amount currently budgeted for this activity is approximately \$186,000 from state general funds. It is assumed this amount will be reduced from the state budget.

**REVENUE EXPLANATION**

There is no anticipated direct material effect on governmental revenues as a result of this measure.

<u>Senate</u>	<u>Dual Referral Rules</u>	<u>House</u>
<input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}		<input type="checkbox"/> 6.8(F) >= \$500,000 Annual Fiscal Cost {S}
<input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}		<input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

*Evan Brasseaux*  
**Evan Brasseaux**  
**Staff Director**