

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 HOUSE BILL 1434

By: Turner

4  
5  
6 AS INTRODUCED

7 An Act relating to higher education; creating the  
8 Modern Student Personal Budgeting Act; amending 70  
9 O.S. 2011, Section 3241.1, which relates to the  
10 instructional materials policy; expanding legislative  
11 intent; requiring instructional materials policies to  
12 include requirement for course syllabi to list  
13 certain costs; specifying certain costs; providing  
14 for noncodification; and declaring an emergency.

15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. NEW LAW A new section of law not to be  
17 codified in the Oklahoma Statutes reads as follows:

18 This act shall be known and may be cited as the "Modern Student  
19 Personal Budgeting Act".

20 SECTION 2. AMENDATORY 70 O.S. 2011, Section 3241.1, is  
21 amended to read as follows:

22 Section 3241.1 A. It is the intent of the Legislature to:

23 1. Give students enrolled in institutions in The Oklahoma State  
24 System of Higher Education information about the textbook,  
instructional material and other costs associated with each course

1 and to give students more choices for purchasing textbooks and  
2 instructional materials;

3 2. Encourage higher education faculty and staff to work closely  
4 with bookstores and publishers to implement the least costly option  
5 without sacrificing educational content; and

6 3. Provide maximum cost savings to students.

7 B. As used in this section:

8 1. "Instructional material" means any textbooks, workbooks, CD-  
9 ROMs, and other course-related material that are published with the  
10 intent that they be used for or in conjunction with classroom  
11 instruction and that are adopted for academic use by the faculty or  
12 the person or entity in charge of selecting learning materials at  
13 the institution within The Oklahoma State System of Higher  
14 Education;

15 2. "Bundled" means a textbook and other supplemental  
16 instructional materials that may be packaged together to be sold as  
17 course materials for one price but shall not include integrated  
18 textbooks that cannot be sold separately due to third-party  
19 contractual agreements, custom editions, or special editions;

20 3. "Integrated textbook" means a textbook that:

21 a. is combined with materials developed by a third party  
22 and that, by third-party contractual agreement, may  
23 not be offered by publishers separately from the  
24 textbook with which the materials are combined, or

1           b.    is combined with other materials that are so  
2                   interrelated with the intent of the textbook that the  
3                   separation of the textbook from the other materials  
4                   would render the textbook unusable for its intended  
5                   purpose; and

6           4.    "Custom edition" means instructional material that is  
7   compiled by a publisher at the direction of a faculty member or  
8   other person or adopting entity in charge of selecting course  
9   materials at an institution, and may include, alone or in  
10   combination, items such as selections from original instructor  
11   materials, previously copyrighted publisher materials, copyrighted  
12   third-party works, and elements unique to a specific institution,  
13   such as commemorative editions.

14          C.    Each board of regents of an institution or group of  
15   institutions within The Oklahoma State System of Higher Education  
16   shall adopt an instructional material policy that requires:

17          1.    Bookstores located on campus or bookstores which contract  
18   with the institution to provide bookstore services to students to:

19               a.    provide students with the option of purchasing  
20                    instructional materials that are unbundled when  
21                    possible, disclose to faculty and staff the costs to  
22                    students of purchasing instructional materials, and  
23                    disclose publicly how new editions vary from previous  
24                    editions,

1           b. actively promote and publicize book buy-back programs,  
2           and

3           c. disclose retail costs for instructional materials on a  
4           per-course basis to faculty and staff and make this  
5           information publicly available; ~~and~~

6           2. Higher education faculty and staff members to consider the  
7           least costly practices in assigning instructional materials for a  
8           course, such as adopting the least expensive edition available when  
9           educational content is comparable as determined by the faculty and  
10          working closely with publishers and bookstores to create bundles and  
11          packages if they deliver cost savings to students; and

12          3. Higher education faculty and staff members when developing a  
13          syllabus for a course to include in the syllabus the cost of:

14           a. all instructional materials required for the course,

15           b. any license which the student may be required to  
16           acquire in order to access on-line or supplemental  
17           course-specific material, and

18           c. any laboratory fees required for the course.

19          D. In developing an instructional material policy as required  
20          in subsection C of this section, each board of regents shall work  
21          with and seek input from bookstores, publishers, students and  
22          faculty representatives.

23          E. Each publisher of instructional material used by students  
24          enrolled at institutions in The Oklahoma State System of Higher

1 Education shall make available to the faculty and staff of that  
2 institution ~~the~~:

3 1. ~~Price~~ The price at which the publisher will make the  
4 instructional materials available to bookstores, either those  
5 located on campus of the institution or those which have a contract  
6 with the institution to provide bookstore services to students; and

7 2. A description of the substantial content revisions made  
8 between the current edition of the textbook or supplemental material  
9 and the previous edition, if any.

10 SECTION 3. It being immediately necessary for the preservation  
11 of the public peace, health and safety, an emergency is hereby  
12 declared to exist, by reason whereof this act shall take effect and  
13 be in full force from and after its passage and approval.

14

15 54-1-5759 KB 01/08/13

16

17

18

19

20

21

22

23

24