

HOUSE BILL 1092

F2
SB 214/06 – EHE

7lr3140
CF SB 166

By: **Delegate Holmes**

Introduced and read first time: February 13, 2007

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Public Institutions of Higher Education – Textbook Fairness Act**

3 FOR the purpose of requiring the governing board of a public institution of higher
4 education to notify students of the textbooks assigned for certain courses on the
5 website of the institution at a certain time; requiring that the notification
6 contain certain information; prohibiting an employee of a public institution of
7 higher education from receiving certain benefits in exchange for requiring
8 students to purchase certain textbooks; and generally relating to textbooks
9 assigned for courses at public institutions of higher education.

10 BY adding to
11 Article – Education
12 Section 15–111
13 Annotated Code of Maryland
14 (2006 Replacement Volume)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article – Education**

18 **15–111.**

19 (A) (1) **THE GOVERNING BOARD OF A PUBLIC INSTITUTION OF**
20 **HIGHER EDUCATION SHALL NOTIFY STUDENTS OF THE TEXTBOOKS ASSIGNED**
21 **FOR EACH COURSE OFFERED AT THE INSTITUTION BY LISTING EACH ASSIGNED**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 TEXTBOOK ON THE WEBSITE OF THE INSTITUTION WHEN THE COURSE
2 INSTRUCTOR OR ACADEMIC DEPARTMENT OFFERING THE COURSE IDENTIFIES
3 THE TEXTBOOK FOR ORDER AND SUBSEQUENT STUDENT PURCHASE.

4 (2) THE NOTIFICATION SHALL INCLUDE THE INTERNATIONAL
5 STANDARD BOOK NUMBER (ISBN) FOR EACH TEXTBOOK.

6 (B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS
7 SUBSECTION, AN EMPLOYEE OF A PUBLIC INSTITUTION OF HIGHER EDUCATION
8 MAY NOT DEMAND OR RECEIVE ANY PAYMENT, LOAN, SUBSCRIPTION, ADVANCE,
9 SERVICE, OR ANY OTHER BENEFIT IN EXCHANGE FOR REQUIRING STUDENTS TO
10 PURCHASE A SPECIFIC TEXTBOOK FOR A COURSE.

11 (2) AN EMPLOYEE OF A PUBLIC INSTITUTION OF HIGHER
12 EDUCATION MAY RECEIVE:

13 (I) A COPY OF A TEXTBOOK THAT MAY NOT BE SOLD,
14 INCLUDING A SAMPLE COPY, INSTRUCTOR'S COPY, AND INSTRUCTIONAL
15 MATERIAL; AND

16 (II) ROYALTIES OR OTHER COMPENSATION FROM THE SALE
17 OF A TEXTBOOK THAT INCLUDES THE WRITING OR WORK OF THE EMPLOYEE.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 July 1, 2007.