

**Representative Jacob L. Anderegg** proposes the following substitute bill:

**TEXTBOOK PURCHASING AMENDMENTS**

2013 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jacob L. Anderegg**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill places restrictions on the use of paper textbooks in certain situations.

**Highlighted Provisions:**

This bill:

- beginning July 1, 2013, requires schools to designate certain classrooms in which no paper textbooks will be used unless exempted by a local school board or charter school governing board.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**53A-12-204**, as last amended by Laws of Utah 2002, Chapter 299

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **53A-12-204** is amended to read:

**53A-12-204. Paper textbooks prohibited in certain classrooms -- Purchase of**



26 **textbooks by school districts or charter schools -- Sales to pupils -- Free textbooks --**  
 27 **Textbooks provided to teachers -- Payment of costs -- Rental of textbooks.**

28 (1) Except as provided in Subsection (3), beginning July 1, 2013, each year, a public  
 29 school shall designate at least one classroom in which no paper textbooks will be used.

30 (2) In designating a classroom as required in Subsection (1), a public school shall  
 31 designate:

32 (a) for an elementary school, one classroom per grade; and

33 (b) for a secondary school, one classroom per subject.

34 (3) A local school board or charter school governing board may exempt a school from  
 35 the requirements of Subsection (1).

36 ~~[(1)]~~ (4) A ~~[local school board]~~ school district or charter school, under rules adopted by  
 37 the State Board of Education, may purchase textbooks for use in the public schools directly  
 38 from the publisher at prices and terms approved by the state board and may sell those ~~[books]~~  
 39 textbooks to pupils in grades ~~[nine]~~ 9 through 12 at a cost not to exceed the actual cost of the  
 40 ~~[book]~~ textbook plus costs of transportation and handling.

41 ~~[(2)]~~ (5) ~~[Each local school board, however,]~~ A school district or charter school shall  
 42 provide, free of charge, textbooks and workbooks required for courses of instruction for each  
 43 child attending public schools whose parent or guardian is financially unable to purchase them.

44 ~~[(3)]~~ (6) Children who are receiving cash assistance under Title 35A, Chapter 3, Part 3,  
 45 Family Employment Program, supplemental security income, or who are in the custody of the  
 46 Division of Child and Family Services within the Department of Human Services are eligible  
 47 for free textbooks and workbooks under this section.

48 ~~[(4)]~~ (7) ~~[The local school board]~~ A school district or charter school shall ~~[also]~~  
 49 purchase all books necessary for teachers to conduct their classes.

50 ~~[(5)]~~ (8) The cost of furnishing textbooks and workbooks may be paid from school  
 51 operating funds, the textbook fund, or from other available funds.

52 ~~[(6) Books]~~ (9) Textbooks provided to teachers and pupils without charge or at less  
 53 than full cost ~~[are]~~ shall be paid for out of funds of the school district or charter school and  
 54 remain the property of the school district or charter school.

55 ~~[(7)]~~ (10) In school districts or charter schools that require pupils to rent ~~[books]~~  
 56 textbooks instead of purchasing them or providing them free of charge, the ~~[local school board]~~

57 school district or charter school shall waive rental fees for a child whose parent or guardian is  
58 financially unable to pay the rental fee. The children considered eligible under Subsection [~~(3)~~  
59 ~~(6)~~ are also eligible for the purposes of this Subsection [~~(7)~~ (10)].