

By: Patrick

H.B. No. 3510

A BILL TO BE ENTITLED

1 AN ACT

2 relating to reforms to the system by which the state procures,
3 purchases, and distributes textbooks.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 31.022, Education Code, is amended by
6 adding Subsection (e) to read as follows:

7 (e) The board shall designate any request for production of
8 textbooks in a subject and grade by the subject and school year in
9 which the textbooks are intended to be implemented into classrooms,
10 rather than the year in which the request is issued.

11 SECTION 2. Section 31.0221, Education Code, is added to
12 read as follows:

13 Sec. 31.0221. BUDGET-BALANCED CYCLE. (a) In determining
14 the review and adoption cycle and requests for production of
15 textbooks under Section 31.022, the State Board of Education shall:

16 (1) notify and seek advice from the Legislative Budget
17 Board and the governor's office of budget, planning, and policy
18 before approving and publishing any notice or amendment of a cycle
19 or a request for production of textbooks; and

20 (2) review and consider historic average funding
21 levels for textbooks purchased in prior biennia, expected average
22 costs of future textbook purchases, anticipated enrollment in
23 future years, scheduled revisions to curriculum, and how the
24 adoption of all or some grades in a subject area could impact the

1 state budget.

2 SECTION 3. Section 31.107, Education Code, is added to read
3 as follows:

4 Sec. 31.107. STUDY OF SURPLUS TEXTBOOK REDISTRIBUTION. (a)
5 In this section, "task force" means the surplus textbook
6 redistribution task force created by this section.

7 (b) The commissioner shall select members of the surplus
8 textbook redistribution task force to represent the following
9 entities and interest groups from applicants recommended by the
10 following entities and interest groups:

11 (1) Texas Education Agency Division of Instructional
12 Materials and Educational Technology;

13 (2) State Auditor's Office;

14 (3) Department of Information Resources;

15 (4) business officers of school districts and
16 open-enrollment charter schools;

17 (5) textbook publishers;

18 (6) educational material depositories; and

19 (7) professional organizations representing textbook
20 coordinators for school districts or open-enrollment charter
21 schools.

22 (c) The commissioner or the commissioner's designee shall
23 serve as the presiding officer of the task force.

24 (d) The task force shall review, evaluate, and recommend
25 methods for efficient redistribution of surplus instructional
26 materials among school districts and open-enrollment schools,
27 including:

1 (1) determining best management practices to meet the
2 goal of maximizing use of surplus textbooks as a method to reduce
3 the state's cost for textbooks while speeding delivery of
4 instructional materials to students;

5 (2) evaluating benefits of creation of a central
6 textbook surplus redistribution center or regional centers; and

7 (3) identifying changes in law or regulations to
8 facilitate the goal expressed in this section.

9 (e) The task force may request the assistance of state
10 agencies, departments, or offices to carry out its duties,
11 including necessary staff support.

12 (f) The task force may hold public meetings as needed to
13 fulfill its duties under this section.

14 (g) Not later than November 1, 2008, the task force shall
15 make a final report to the lieutenant governor, the speaker of the
16 house of representatives, and the legislature evaluating the issues
17 described in this section.

18 (h) This section expires and the task force is abolished on
19 January 1, 2009.

20 SECTION 4. The requirement under Section 31.022(e),
21 Education Code, as added by SECTION 1 of this Act, is effective with
22 the State Board of Education proclamation to be called in 2007. For
23 example, the request for production of textbooks would be
24 designated as "Reading/English Language Arts 2010" instead of
25 "Proclamation 2007."

26 SECTION 5. Section 13.04, Chapter 5, Acts of the 79th
27 Legislature, 3rd Called Session, 2006, is repealed.

1 SECTION 6. This Act takes effect immediately if it receives
2 a vote of two-thirds of all the members elected to each house, as
3 provided by Section 39, Article III, Texas Constitution. If this
4 Act does not receive the vote necessary for immediate effect, this
5 Act takes effect September 1, 2007.