

FLORIDA BOARD OF GOVERNORS
NOTICE OF PROPOSED AMENDED REGULATION

DATE: September 28, 2016

REGULATION NUMBER AND TITLE: Regulation 8.003, Textbook and Instructional Materials Affordability

SUMMARY: Board of Governors Regulation 8.003 has been amended and retitled Textbook and Instructional Materials Affordability to align with changes in Section 1004.085, Florida Statutes. A summary of the proposed changes to this regulation is as follows:

Revises provisions relating to textbook affordability to include instructional materials.

Requires state university boards of trustees to identify wide variances in the costs of, and frequency of changes in the selection of, textbooks and instructional materials for certain courses.

Requires state university system boards of trustees to send a list of such identified courses to the academic department chairs for review.

Authorizes the state university boards of trustees to adopt policies in consultation with providers to allow for the use of innovative pricing techniques and payment options for certain textbooks and instructional materials.

Requires postsecondary institutions to consult with school districts to identify practices that impact the cost of dual enrollment courses.

Requires a cost-benefit analyses relating to selection of textbooks and instructional materials.

Provides for annual reporting requirements.

FULL TEXT OF THE REGULATION IS INCLUDED WITH THIS NOTICE.

AUTHORITY TO PROPOSE REGULATION(S): Section 7(d), Art. IX, Fla. Const.; BOG Regulation Development Procedure dated March 23, 2006.

THE BOARD OF GOVERNORS' OFFICIAL INITIATING THE PROPOSED REGULATION: Mr. Richard P. Stevens, Assistant Vice Chancellor, Academic and Student Affairs.

COMMENTS REGARDING THE PROPOSED REGULATION SHOULD BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO THE CONTACT PERSON IDENTIFIED BELOW. The comments must identify the regulation on which you are commenting:

General Counsel, Board of Governors, State University System, 325 W. Gaines Street, Suite 1614, Tallahassee, Florida 32399, (850) 245-0466 (phone), (850) 245-9685 (fax), or generalcounsel@flbog.edu

8.003 Textbook and Instructional Materials ~~Adoption~~ Affordability

(1) Each university board of trustees shall adopt a regulation that establishes textbook and instructional materials affordability policies ~~adoption procedures~~ to minimize the cost of required or recommended textbooks

~~(f)-(d)~~ A procedure(s) to make required and recommended textbooks and instructional materials for each course offering available to students who otherwise cannot afford the cost of the textbook, including consideration of the extent to which an open-access textbook or instructional material may be used.

~~(g)-(e)~~ A procedure(s) by which students can obtain required textbooks and instructional materials prior to receipt of their financial aid distribution, when necessary.

~~(h)-(f)~~ A deadline for posting a hyperlink to lists of each required and recommended textbooks and instructional materials for at least 95 percent of all courses and course sections ~~each course offering~~ for the upcoming term ~~or in~~ the university's course registration system and on the university's website. ~~The deadline shall be~~ The designated university official shall determine compliance with this requirement no later than ~~thirty (30)~~ forty-five (45) days prior to the first day of classes for each term, ~~and~~ Any request for an exception to the compliance deadline shall be submitted in writing to the appropriate designated university official prior to the deadline and shall provide a reasonable justification for an exception. A course or section added after the notification deadline is exempt from this notification requirement. The posted list shall include the following information for each required and recommended textbook and instructional materials:

1. the International Standard Book Number (ISBN) or
 2. other identifying information which shall include, at a minimum:
 - (a) all authors listed,
 - (b) publishers,
 - (c) edition number,
 - (d) copyright date,
 - (e) published date, and
 - (f) other relevant information necessary to identify the specific textbook or instructional materials required and recommended for each course.
- (i) Consultation with school districts to identify practices that impact the

promised, in exchange for requiring students to purchase a specific textbook or instructional materials for coursework or instruction. However, an employee may receive, subject to the requirements of the Florida Code of