

House Bill 712

By: Representative Mobley of the 58th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapters 3 and 4 of Title 20 of the Official Code of Georgia Annotated, relating
2 respectively to postsecondary education and vocational, technical, and adult education, so
3 as to provide that each publisher of a textbook shall provide an electronic format of such
4 textbook as is available; to define terms; to provide for construction; to provide for related
5 matters; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to postsecondary
9 education, is amended by inserting a new Code section to be designated Code Section
10 20-3-86 to read as follows:

11 "20-3-86.

12 (a) As used in this Code section, the term:

13 (1) 'Publisher' means the person or entity which prints and issues a textbook that is
14 generally available for purchase by the public and the person or entity which offers for
15 sale material available for purchase primarily by students.

16 (2) 'Textbook' means a book which is recommended or required by an instructor of a
17 course of study offered for credit toward a degree by a unit of the university system that
18 is printed or reproduced and available for purchase primarily by students.

19 (b) The publisher of a textbook shall provide an electronic format of such textbook as is
20 available. However, all textbooks defined in this Code section shall be available by
21 July 1, 2005.

22 (c) This Code section shall not be construed to authorize infringement on copyright or
23 other intellectual property rights for any textbook."

SECTION 2.

Chapter 4 of Title 20 of the Official Code of Georgia Annotated, relating to vocational, technical, and adult education, is amended by inserting a new Code section to be designated Code Section 20-4-37 to read as follows:

"20-4-37.

(a) As used in this Code section, the term:

(1) 'Publisher' means the person or entity which prints and issues a textbook that is generally available for purchase by the public and the person or entity which offers for sale material available for purchase primarily by students.

(2) 'Textbook' means a book which is recommended or required by an instructor of a course of study offered for credit by a technical college under the control and management of the Department of Technical and Adult Education that is printed or reproduced and available for purchase primarily by students.

(b) The publisher of a textbook shall provide an electronic format of such textbook as is available. However, all textbooks defined in this Code section shall be available by July 1, 2005.

(c) This Code section shall not be construed to authorize infringement on copyright or other intellectual property rights for any textbook."

SECTION 3.

All laws and parts of laws in conflict with this Act are repealed.