



State of Tennessee

PUBLIC CHAPTER NO. 770

HOUSE BILL NO. 1827

By Representatives Haston, Griffey, White, Lamberth, Crawford, Hurt, Terry, Daniel,
Lafferty, Sherrell

Substituted for: Senate Bill No. 2342

By Senators Gresham, Crowe, Pody, Stevens

AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 6, Part 22, relative to textbooks.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-6-2203(d)(3), is amended by deleting the first sentence of the subdivision and substituting instead:

In addition to the finished textbooks and instructional materials required to be filed with the secretary of the commission, publishers shall make all textbooks and instructional materials proposed for adoption available for inspection by LEAs and the public online, which may include access via the state textbook depository's website.

SECTION 2. Tennessee Code Annotated, Section 49-6-2206, is amended by deleting the second sentence and substituting instead the following:

At any time, upon application of the local board of education, the state board of education may waive this restriction when, in the state board's judgment, the unique or unusual needs of the school system require it. In making waiver determinations, the state board of education may receive assistance from the department of education.

SECTION 3. Tennessee Code Annotated, Section 49-6-2201(a)(2), is amended by deleting the language "with the right to vote" and substituting instead "without the right to vote".

SECTION 4. Tennessee Code Annotated, Title 49, Chapter 6, Part 22, is amended by adding the following language as a new section:

The commission shall maintain independence from the department of education. The department's role in the textbook adoption process is strictly limited. The department shall not perform any duties as part of the textbook adoption process other than the duties specifically assigned to the department in §§ 49-6-2201 – 49-6-2203.

SECTION 5. Tennessee Code Annotated, Section 49-6-2201(l)(1)(A), is amended by deleting the language ", through its chair,".

SECTION 6. Notwithstanding Tennessee Code Annotated, Section 4-5-208(a), the state board of education may promulgate rules, including emergency rules, necessary to effectuate Section 2 of this act. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in Tennessee Code Annotated, Title 4, Chapter 5.

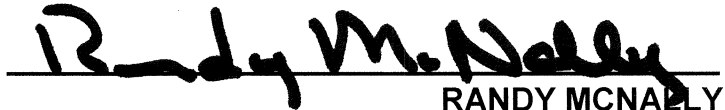
SECTION 7. Sections 1, 2, 3, and 5 of this act shall take effect August 1, 2020, the public welfare requiring it. All other sections of this act shall take effect upon becoming a law, the public welfare requiring it.

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PASSED: June 18, 2020



CAMERON SEXTON, SPEAKER
HOUSE OF REPRESENTATIVES



RANDY MCNALLY
SPEAKER OF THE SENATE

APPROVED this 15th day of July 2020



BILL LEE, GOVERNOR