

including an evaluation of the child's future needs for instruction in braille or the use of braille, that such instruction or use is not appropriate for the child.

(2) A child may not be denied the opportunity for instruction in braille reading and writing solely because the child has some remaining vision.

(3) This section does not require the exclusive use of braille if other reading and writing media are appropriate to the child's educational needs. The use of other reading and writing media does not preclude the use of braille or the instruction of braille.

(c) For the purpose of achieving successful implementation of this section, the State Board and the Professional Standards and Teacher Education Board shall adopt certification standards for teachers of blind and visually impaired students.

(d) (1) The Department shall ~~ESTABLISH AN~~ COLLABORATE WITH AND PROVIDE SUPPORT TO THE INSTRUCTIONAL ~~RESOURCE~~ RESOURCES CENTER TO develop procedures to coordinate the statewide availability of textbooks and supplementary instructional materials [in nonvisually accessible media] THAT MAY BE ACCESSED USING ~~NONVISUAL MEANS INCLUDING ADOPTING~~ SPECIALIZED FORMATS THAT USE NIMAS.

(2) (I) THE PROCEDURES DEVELOPED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL REQUIRE THE DEPARTMENT AND A COUNTY BOARD TO INCLUDE, IN ANY PROCUREMENT CONTRACT OR OTHER DOCUMENT OR AGREEMENT USED TO PURCHASE PRINT INSTRUCTIONAL MATERIALS FROM A PUBLISHER, A PROVISION THAT REQUIRES THE PUBLISHER TO:

(H) 1. ON OR BEFORE THE DELIVERY OF THE PRINT INSTRUCTIONAL MATERIALS, PREPARE AND PROVIDE THE NATIONAL INSTRUCTIONAL MATERIALS ACCESS CENTER ELECTRONIC FILES CONTAINING THE CONTENTS OF THE PRINT INSTRUCTIONAL MATERIALS USING NIMAS; OR

(H) 2. PURCHASE INSTRUCTIONAL MATERIALS FROM THAT PUBLISHER THAT ARE PRODUCED IN, OR MAY BE RENDERED IN, SPECIALIZED FORMATS.

(II) A PUBLISHER MAY NOT BE REQUIRED TO PROVIDE AN ELECTRONIC COPY OF ANY INSTRUCTIONAL MATERIAL COPYRIGHTED BEFORE JULY 1, 2007.

[(2)] (3) The State Board shall [adopt regulations to require a publisher of a textbook, including texts in electronic media adopted by a county board to furnish, upon request, the instructional resource center established under paragraph (1) of this subsection with an electronic version of pupil edition textbooks for literary subjects, and for nonliterary subjects when the technology is available to convert nonliterary subject textbooks to a format compatible with braille translations software, in which the content:

(i) Is encoded in text suitable for conversion into braille or synthesized speech; and