NIMAC LAW

FEDERAL REGISTER

"NIMAC" means the center established in section 674(e) of the Act, through the American Printing House for the Blind (APH), not later than one year after the date of enactment of IDEA. NIMAC's duties are:

- To receive and maintain a catalog of print instructional materials prepared in the NIMAS, as established by the Secretary, made available to such center by the textbook publishing industry, State educational agencies (SEAs), and LEAs.
- To provide access to print instructional materials, including textbooks, in accessible media, free of charge, to blind or other persons with print disabilities in elementary schools and secondary schools, in accordance with such terms and procedures as the NIMAC may prescribe.
- To develop, adopt and publish procedures to protect against copyright infringement, with respect to the print instructional materials provided in sections 612(a)(23) and 613(a)(6) of the Act.

[34 CFR 300.172(e)(1)(ii)] [20 U.S.C. 1474(e)(2)(A), (B), (C)]

STATE SPECIAL EDUCATION RULES

IX.I. PURCHASE OF INSTRUCTIONAL MATERIALS IN ACCESSIBLE FORMATS. (§300.210)

1. Not later than December 3, 2006, an LEA that chooses to coordinate with the National Instructional Materials Access Center (NIMAC), when purchasing print instructional materials, must acquire those instructional materials in the same manner, and subject to the same conditions as the USOE under Rule VIII.V.

2. If an LEA chooses not to coordinate with the NIMAC, the LEA must provide an assurance to the SEA that the LEA will provide instructional materials to blind persons or other persons with print disabilities in a timely manner.

3. Nothing in this section relieves an LEA of its responsibility to ensure that students with disabilities who need instructional materials in accessible formats but are not included under the definition of blind or other persons with print disabilities or who need materials that cannot be produced from

NIMAS files, receive those instructional materials in a timely manner.

4. For all purposes of this section, the USOE defines a “timely manner” as follows: the SEA and LEAs must take reasonable steps to provide instructional materials in accessible formats to students with disabilities who need those instructional materials at the same time as other students receive instructional materials.

H.B.296 UTAH SCHOOLS FOR THE DEAF AND THE BLIND

Part 5. Utah State Instructional Materials Access Center

523 ***53A-25b-501.*** **Instructional Materials Access Center**
524 *(1) The Utah State Office of Education shall collaborate with the Utah Schools for the*
525 *Deaf and the Blind, school districts, and charter schools in establishing the Utah State*
526 *Instructional Materials Access Center to provide students with print disabilities access to*
527 *instructional materials in alternate formats in a timely manner.*
528 *(2) The board shall make rules, in accordance with Title 63G, Chapter 3, Utah*
529 *Administrative Rulemaking Act, to:*
530 *(a) establish the Utah State Instructional Materials Access Center;*
531 *(b) define how the Educational Resource Center at the Utah Schools for the Deaf and*
532 *the Blind shall collaborate in the operation of the Utah State Instructional Materials Access*
533 *Center;*

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534 *(c) specify procedures for the operation of the Utah State Instructional Materials*
535 *Access Center, including procedures to:*
536 *(i) identify students who qualify for instructional materials in alternate formats; and*
537 *(ii) distribute and store instructional materials in alternate formats;*
538 *(d) establish the contribution of school districts and charter schools towards the cost of*
539 *instructional materials in alternate formats; and*
540 *(e) require textbook publishers, as a condition of contract, to provide electronic file*
541 *sets in conformance with the National Instructional Materials Accessibility Standard.*