

**OFFICE OF CHIEF ACADEMIC OFFICER**  
**Summary of State Board of Education Agenda Items**  
**May 26, 2022**

**OFFICE OF ELEMENTARY EDUCATION AND READING/TEXTBOOK OFFICE**

05.B. Action: Renew contracts with vendors for Fiscal Year 2023 for the adoption of textbooks in the area of World Language 9-12 for one additional year - Fiscal Year 2023 [Goals 1 and 2 – MBE Strategic Plan]

Awarded Vendors:      EMC Publishing, LLC  
   St. Paul, Minnesota

Houghton Mifflin Harcourt  
Hermitage, Tennessee

McGraw-Hill  
Columbus, Ohio

Pearson Education, Inc., publishing as Prentice Hall  
Hoboken, New Jersey

Santillana USA Publishing Inc.  
Doral, Florida

Scope of Project: This textbook adoption contract modification includes approved textbook publishers agreeing to sell textbooks and instructional materials to school districts at a set price at the time of adoption. The original contract language for the textbook publishers indicated an option to renew from year to year not to exceed two additional years beyond the original ending date of June 30, 2022.

This is year six (6) of a seven (7) year contract. From the original contracts: “representatives of the said Department...did on the 19th day of January 2017, select and adopt as required by law said books to be used in the schools of Mississippi for 5 years with option to renew for two additional years on a one-year basis from the first day of July 2017”.

This is renewal option one (1) of a two (2) year option. Renewal of contract shall be contingent upon the successful completion of the preceding year’s contract.

Personnel associated with this contract are not former Department employees or related to any Department employees.

Scope of Contract:

- July 1, 2022 – June 30, 2023: \$0
- Method of Award: Invitation for Bids

Funding Source: No MDE funds expended

This item references Goals 1 and 2 of the *Mississippi Board of Education 2018-2022 Strategic Plan*.

Recommendation: Approval

Back-up material attached

<b>MULTI-YEAR CONTRACT</b>	<b>AWARDED AMOUNT</b>
Initial Contract Amount	\$ 0
Year 1	\$ 0
Year 2	\$ 0
Year 3	\$ 0
Year 4	\$ 0
Year 5	\$ 0
Year 6	\$ 0
<b>TOTAL</b>	<b>\$ 0</b>

# MISSISSIPPI CODE OF 1972

*As Amended*

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## **SEC. 37-43-25. Retention of specimen copies of textbooks, contracts and bonds, and copies of bids.**

Specimen copies of all textbooks, which have been made the basis of contracts under the provisions of this chapter, clearly marked and identified as such, shall be deposited by the publisher of said books with the State Superintendent of Public Education. Said specimen copies shall be preserved and kept open for inspection by the public.

A copy of all contracts and bonds executed under the provisions of this chapter shall be provided to the following, one (1) copy for the contractor, one (1) copy to be filed in the Office of the Secretary of State, and one (1) copy to be filed in the office of the State Superintendent of Public Education.

An original of each bid, whether accepted or rejected, shall be filed and preserved in the office of the State Superintendent of Public Education for at least five (5) years.

**HISTORY:** SOURCES: Codes, 1942, § 6642; Laws, 1940, ch. 202; Laws, 1981, ch. 507, § 14; reenacted, Laws, 1983, 1st Ex Sess, ch. 2, § 13; Laws, 1984, ch. 404, § 13; Laws, 1985, ch. 395, § 13; Laws, 1986, ch. 349, § 13; reenacted and amended, Laws, 1987, ch. 481, § 7; Laws, 2011, ch. 405, § 1, eff from and after July 1, 2011.

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## **SEC. 37-43-1. Purpose of chapter; distribution of textbooks to schools and pupils; definition of "board" and "textbook".**

(1) This chapter is intended to furnish a plan for the adoption, purchase, distribution, care and use of free textbooks to be loaned to the pupils in all elementary and high schools, other than charter schools, of Mississippi.

(2) The books herein provided by the State Board of Education, which shall be the State Textbook Procurement Commission, shall be distributed and loaned free of cost to the children of the free public school districts of the state and of all other schools located in the state, which maintain educational standards equivalent to the standards established by the State Department of Education for the state schools as outlined in the Approval Requirements of the State Board of Education for Nonpublic Schools.

(3) Teachers shall permit all pupils in all grades of any public school in any school district to carry to their homes for home study, the free textbooks loaned to them, and any other regular textbooks whether they be free textbooks or not.

(4) For the purposes of this chapter, the term "board" shall mean the State Board of Education.

(5) "Textbook" shall be defined as any medium or manual of instruction which contains a systematic presentation of the principles of a subject and which constitutes a major instructional vehicle for that subject.

(6) In addition to the authority granted in this chapter, local school boards shall make available to the parents or legal guardians of any children of school age who reside in the school district administered by the school board, upon request, any textbooks on the state surplus inventory list. The parent or legal guardian is responsible for the return of the textbook(s) to the local school district upon completion of the textbook(s) use. Failure to return the textbook(s) to the school district will result in the parents or legal guardians being responsible for compensating the school district for the fair market value of the textbook(s).

**HISTORY:** SOURCES: Codes, 1942, §§ 6656, 6658; Laws, 1940, ch. 202; Laws, 1942, ch. 152; Laws, 1944, ch. 149, § 1; Laws, 1981, ch. 507, § 2; reenacted, Laws, 1983, 1st Ex Sess, ch. 2, § 1; Laws, 1984, ch. 404, § 1; Laws, 1985, ch. 395, § 1; Laws, 1986, ch. 349, § 1; reenacted and amended, Laws, 1987, ch. 481, § 2; Laws, 1994, ch. 405, § 1; Laws, 2006, ch. 555, § 1; Laws, 2008, ch. 414, § 1; Laws, 2011, ch. 348, § 3; Laws, 2013, ch. 497, § 81, eff from and after July 1, 2013.