

**OFFICE OF CHIEF ACADEMIC OFFICER**  
**Summary of State Board of Education Agenda Items**  
**Consent Agenda**  
**January 21, 2016**

**OFFICE OF ELEMENTARY EDUCATION AND READING**

- F. Contract with vendors as recommended by the 2015 State Textbook Rating Committee for the adoption of textbooks in the areas of Mathematics (Foundations of Algebra) 9-12, Health Careers Education (C.T.E.) 9-12, Agriculture (C.T.E.) 9-12 and Trade and Industrial Education (C.T.E.) 9-12

Awarded Vendors: Cengage Learning, Inc.  
Mason, Ohio

CEV Multimedia, Ltd.  
Lubbock, Texas

The Goodheart-Wilcox Company, Inc.  
Tinley Park, Illinois

Houghton Mifflin Harcourt  
New York, New York

Pearson Education, Inc., publishing as Prentice Hall  
Boston, Massachusetts

Voyager Sopris Learning, Inc.  
Longmont, Colorado

Scope of Project: The MDE, through the Office of Curriculum and Instruction, conducted an adoption of textbooks in the areas of Mathematics (Foundations of Algebra) 9-12, Health Careers Education (C.T.E.) 9-12, Agriculture (C.T.E.) 9-12, and Trade and Industrial Education (C.T.E.) 9-12.

In accordance with Section 37-43-25 of the Mississippi Code of 1972 Annotated and the *2008 Textbook Adoption Handbook Rules and Regulations*, the bidder to whom contracts are awarded will be required to provide three (3) copies of the contract and make and execute a good and sufficient bond payable to the State of Mississippi with a surety thereon. The Textbook Office will administer the contract.

The contractor will provide the following:

- Three (3) copies of the Official Mississippi Textbook Contract without change, addition or modification.
- A good and sufficient bond executed in triplicate, and payable to the State of Mississippi with a surety thereon. The amount of said bond as fixed by the State Board of Education is \$2,500 plus \$500 per title or grade level. Publishers must execute the sufficient bond by the date specified.
- A stock of textbooks sufficient to meet all reasonable and immediate demands which shall be held at the Mississippi depository.

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

Scope of Contract:

- Term of Contract: July 1, 2016 – June 30, 2021  
Five (5) years (with an option to renew for two (2) additional years)
- Total Amount to be Awarded: \$0
- Method of Award: Call for Bids

Funding Source: No MDE funds involved

Summary of Selection Process:  
A *call for bids* process was utilized.

Scoring Criteria:

Textbooks/materials were reviewed in the following instructional categories:

- Mathematics (Foundations of Algebra) 9-12
- Health Careers Education (C.T.E.) 9-12
- Agriculture (C.T.E.) 9-12
- Trade and Industrial Education (C.T.E.) 9-12

The state rating committee may recommend as many as eight titles in each instructional category. An item is not rated if it does not meet the following criteria:

1. The title must meet the definition of a textbook as defined in Section 37-43-1 of the *Mississippi Code of 1972, Annotated*. A textbook shall be defined as any medium or manual of instruction which contains a systematic presentation of the principals of a subject and which constitutes a major instructional vehicle for that subject.

2. Courses containing sex education other than biological science courses are to include abstinence education.
3. The materials in the textbook must provide comprehensive coverage of the course content as outlined in the Mississippi College- and Career - Readiness Standards for Mathematics 9-12 (Foundations of Algebra), the Health Careers Education (C.T.E.) Frameworks, the Agriculture (C.T.E.) Frameworks and the Trade and Industrial (C.T.E.) Framework and meet at least 80 percent of the mandated standards/competencies.

Recommendation: Approval

Back-up material attached

# 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.