

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 308

BY: Committee

**Amend by striking all after the enacting clause and inserting
in lieu thereof the following:**

6 **SECTION 1.** Section 37-43-1, Mississippi Code of 1972, is
7 amended as follows:

8 37-43-1. (1) This chapter is intended to furnish a plan for
9 the adoption, purchase, distribution, care and use of free
10 textbooks to be loaned to the pupils in all elementary and high
11 schools of Mississippi.

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

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

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

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

31 (6) In addition to the authority granted in this chapter,
32 local school boards shall make available to the parents or legal
33 guardians of homeschooled students or students attending any other
34 private school, Boys and Girls Clubs, after school programs or any
35 other schools, who reside in the school district administered by
36 the school board, upon request, any textbooks on the state surplus
37 inventory list that will assist in the homeschool instructional
38 program. The parent or legal guardian is responsible for the
39 return of the textbook(s) to the local school district upon
40 completion of the textbook(s) use as part of the homeschool
41 instructional program. Failure to return the textbook(s) to the
42 school district will result in the parents or legal guardians
43 being responsible for compensating the school district for the
44 fair market value of the textbook(s). This subsection shall stand
45 repealed from and after July 1, 2008.

46 **SECTION 2.** This act shall take effect and be in force from
47 and after July 1, 2006.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 37-43-1, MISSISSIPPI CODE OF 1972, TO
2 REQUIRE LOCAL SCHOOL BOARDS TO MAKE AVAILABLE SURPLUS TEXTBOOKS TO
3 THE PARENTS OR LEGAL GUARDIANS OF HOMESCHOOLED STUDENTS OR OTHER
4 PRIVATE OR PUBLIC SCHOOLS; AND FOR RELATED PURPOSES.