

(a) A certification that the expenditure for instructional materials, textbooks and library resources will be in excess of the average per capita expenditure for such items including allocation from State textbook funds, for the most recent year for which figures are available

(b) For the first year, an affidavit confirming (1) the local school enrollment and (2) the total expenditure from all sources for library resources, textbooks, and materials for the most recent year for which figures are available

(c) For the first year, an affidavit from participating non-public schools confirming (1) the local school enrollment and (2) the total expenditure from all sources for library resources, textbooks and materials excluding such local or non-public school funds expended for purchase of materials used in religious instruction or in religious worship, for the most recent year for which figures are available.

3.72 An annual analysis shall be made of appropriations of public funds at both the State and local levels that are expended for library resources, textbooks and materials. The results of such analyses will be made available to the U.S. Office through annual reporting.

3.73 Federal funds made available under Title II of PL89-10 will not supplant nor duplicate functions of the public library system of the State.

3.8 *Procedure for Establishing that School Library Resources, Textbooks, and Other Printed and Published Instructional Materials made Available by this Program, Have Been or Will be Approved by an Appropriate State or Local Educational Authority for Use in the Public Elementary and Secondary Schools of the State.*

3.81 The State agency shall empower the county school officials to verify that resources, books and materials provided by this program are those which have been or will be approved by an educational authority or agency for use or are used in a public elementary or secondary school of the State.

3.82 The State agency shall have the final authority of approval of such library resources, textbooks, and instructional materials.

3.83 Federal funds available under Title II of PL89-10 shall not be used to pay for any form of religious instruction or worship, nor for the provision of school library resources, textbooks, or other printed and published materials to be used in such instruction or worship.

4.0 *Public Control of Library Resources, Textbooks, and Other Instructional Materials.*

4.1 *Public Agencies Retaining Title.* The general types and functions of the public agencies which will retain title to the resources, books and materials are county educational agencies which shall have the responsibility to assure all teachers and children within the district an opportunity to benefit from the program.

4.12 The public agency retaining title to the school library resources, textbooks, and other printed and published instructional materials made available under this plan shall reserve the right to recall or replace any such items made available for the use of children and teachers in the elementary and secondary schools of the State. The following are conditions under which the recall and replacement procedures of the title-retaining public agency shall function:

(a) Recall on the basis of violations of the provisions or intent of the title.

(b) Recall for the permanent closing of school, district reorganization, or such other abrupt circumstances which merit a redistribution of items.

(c) Recall for recirculation of renewal of collections and/or programs.

(d) Replacement of worn out items.

4.2 *Inventorying Methods.*

4.21 The methods for inventorying and the maintaining of records of school library resources, textbooks, and other printed and published instructional materials furnished pursuant to this are—

(a) The local educational agency in which title to such resources, books and materials is vested will maintain an inventory record of