

it should so desire, provided in all cases, the teachers appointed on the Committees herein provided for shall hold permanent professional certificates and shall have had three (3) or more years of experience as teachers or supervisors in the public schools. The members of the Committee authorized in this paragraph shall serve for one fiscal year; provided that the members of the first Committees appointed under the provisions of this Act shall serve until June 30, 1952; provided further that all members appointed on such Committees shall subscribe to the oath as set out in Section 3 of this Act. The oath shall be administered by the County Judge or by the Chairman of the County Court, or by some authorized official empowered to administer an oath. The superintendent of schools in the county, city, or special school district, adopting textbooks under the provisions of this Act, shall serve as ex-officio member of all Committees, and shall record a list of all books adopted and immediately at the completion of the adoption forward a copy of such recorded adoption to the State Commissioner of Education.

SECTION 8. *Be it further enacted*, That the State Textbook Commission, at its regular meeting on the second Monday in July of each year, shall give notice to school book publishers that, on the second Monday of October of the same year, bids will be received on all books to be listed, contracts of which expire, or are to be terminated, June 30th of the succeeding year. The Commission shall formulate rules and regulations governing bids and any additional information that will be required to be submitted with the bids. The said Commission shall meet on the day designated and open and read publicly all bids received and shall then proceed to select books for the approved lists on which bids have been requested.

SECTION 9. *Be it further enacted*, That all bids shall be made on uniform blanks which are supplied by the State Textbook Commission and shall be filed with the Secretary of the State Textbook Commission on or before 10 o'clock A.M. on the day designated for the call of bids. Each bid shall be accompanied by a certified check of not less than Five Hundred (\$500.00) Dollars, nor more than Two Thousand (\$2,000.00) Dollars, the amount of such check to be determined at the rate of Five Hundred (\$500.00) Dollars for each book bid, but in no event to exceed Two Thousand (\$2,000.00) Dollars for any one bidder. Such checks shall be payable to the State Treasurer and shall be forfeited to the State, if the bidder, whose bid or part thereof is accepted, shall fail, within thirty (30) days after the award, to execute such contract and bond, as provided in this Act. The checks of unsuccessful bidders shall be returned immediately after the listing. The checks of successful bidders shall be returned upon proper execution of contract and bond. An acceptable performance bond may be filed with the Commission in lieu of a certified check.

SECTION 10. *Be it further enacted*, That official samples of all books bid shall be filed with the Secretary of the State Textbook Commission on or before the date for opening bids. Such samples shall be accompanied by a list stating the edition, title and author of each book offered. No books shall be listed for adoption unless official samples have been filed as herein provided. Samples of all books listed for adoption shall be retained by the State Commissioner of Education for the period of the adoption.

SECTION 11. *Be it further enacted*, That the State Textbook Commission shall establish the retail price at which adopted books shall be sold at retail; but the spread between the contract price and the retail price shall not exceed fifteen (15%) per cent of the contract price. Any retailer who shall receive more than the retail price designated by the Commission for any such textbook shall be guilty of a misdemeanor and upon conviction shall be fined not less than Twenty-five (\$25.00) Dollars nor more than One Hundred (\$100.00) Dollars.

SECTION 12. *Be it further enacted*, That contracts for the books listed shall be executed in duplicate by the State Commissioner of Education as Secretary of the State Textbook Commission, on forms prepared and approved by the State Attorney-General. One copy of the contract shall be retained by the publisher and one copy shall be kept on file in the office of the Secretary of the State Textbook Commission. Each contract shall state that the prices contained therein do not exceed prices offered currently elsewhere. The State Textbook Commission may require the publisher to print or affix in each book the retail price of said book as fixed by the State Textbook Commission. The contractor shall file with his contract a good and sufficient bond with a Surety Company authorized to do business in the State of Tennessee in the sum to be determined by the State Textbook Commission, but not to exceed Ten Thousand (\$10,000.00) Dollars, and conditioned upon the faithful performance of all conditions of such contract and the provisions of this Act.