

CHAPTER 124

SCHOOLS

H. F. 21

AN ACT to amend sections forty-four hundred forty-six (4446), forty-four hundred forty-seven (4447), forty-two hundred thirty-eight (4238), and forty-four hundred fifty-nine (4459), code 1935, and to repeal section forty-four hundred sixty (4460), code 1935, and enact a substitute therefor, relating to textbooks in the public schools.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section forty-four hundred forty-six (4446), code 1935,
2 is hereby amended by inserting immediately after the comma (,) fol-
3 lowing the word "cost" in line eleven (11) the following:
4 "loan such textbooks to such pupils free, or rent them to such pupils
5 at such reasonable fee as the board shall fix,".

1 SEC. 2. Section forty-four hundred forty-seven (4447), code 1935,
2 is hereby amended as follows:

3 1. Strike from lines five (5) and six (6), the words "for sale, and
4 to insure the safety of the books and moneys, the" and insert in lieu
5 thereof the following:

6 "as the depository agent of the board under such rules and regula-
7 tions as the board shall adopt. The".

8 2. Strike out the period (.) following the word "desirable" in line
9 eight (8) and insert in lieu thereof the following:

10 ", the reasonable cost of which, if a bond of an association or corpo-
11 ration as surety is furnished, shall be paid by the district. The board
12 shall adopt rules and regulations to provide that no textbook in any
13 branch determined by the board to be taught in the schools under its
14 charge, shall be sold or rented by such depository agent to the pupils in
15 such schools as a textbook other than those textbooks authorized by
16 said board for use by the pupils in such schools; to provide that no
17 such textbook shall be sold or rented by such depository agent at a
18 price or fee higher than that fixed by the said board; and to provide
19 such other measures not in conflict with law as are necessary properly
20 to govern said depository agents and safeguard the said books and
21 moneys."

22 "4447-h1. Annual settlement by board of directors. At the close
23 of each school year the board of directors in each school corporation
24 shall cause a complete settlement to be made with each depository
25 agent. A complete inventory of the textbooks on hand, with a state-
26 ment itemized to show the expenses authorized and paid by the board,
27 and the amount of money collected from each such depository agent
28 during the year from the sale or rental of textbooks, shall be made in
29 duplicate, signed by the secretary of the board and the depository
30 agent and one copy filed with the secretary and one with the deposi-
31 tory agent."

1 SEC. 3. Section forty-four hundred fifty-nine (4459), code 1935, is
2 hereby amended by adding thereto the following:

3 "The county board of education shall require of each such depository
4 agent so appointed, a bond in such sum as may appear to said board to
5 be sufficient, the reasonable cost of which, if the bond of an association
6 or corporation as surety is furnished, shall be paid by the county su-

7 perintendent and deducted from the amount to be returned to the
8 county funds as hereinafter provided. The county board of education
9 shall also adopt rules and regulations to provide that no textbook in
10 any branch determined by the board of any school district to be taught
11 in the schools under its charge, shall be sold by such depository agent
12 to the pupils in such school districts as a textbook other than those text-
13 books authorized by the said county board of education for use by the
14 pupils in such county; to provide that no such textbooks shall be sold
15 by such depository agent at a price or fee higher than that fixed by the
16 said county board of education; and to provide such other measures not
17 in conflict with law as are necessary properly to govern said depository
18 agents and safeguard the said books and moneys."

1 SEC. 4. Section forty-four hundred sixty (4460), code 1935, is
2 hereby repealed and the following enacted in lieu thereof:

3 "4460. **Purchase and sale.** The county board of supervisors upon
4 requisition by the county board of education and the presentation of
5 properly attested invoices shall pay for said textbooks out of the county
6 funds, and the county board of education shall sell them to the pupils
7 of the district through depositories established as provided in section
8 forty-four hundred fifty-nine (4459). The money received from such
9 sales shall be collected from such depositories by the county superin-
10 tendent at such times as the county board of education shall direct, but
11 not less frequently than three times during the school year. The
12 money collected shall be returned to the county funds after deducting
13 the actual expenses authorized by the county board of education, with
14 a complete inventory of the books on hand and a statement itemized
15 to show the amount received from the sale of books, the actual ex-
16 penses, and a receipt signed by the depository agent for his compen-
17 sation."

18 "4460-h1. **Annual settlement by county board of education.** At
19 the close of each school year it shall be the duty of the county board of
20 education in each county where county uniformity of textbooks has
21 been authorized as provided in this chapter, to cause a complete settle-
22 ment to be made with each depository agent appointed by said board.
23 A complete inventory of the textbooks on hand, and a statement show-
24 ing the amount of money collected from each such depository agent
25 during the year shall be made in duplicate and signed by the county
26 superintendent and the depository agent, one copy to be filed with the
27 county superintendent and one with the depository agent."

28 "4460-h2. **Rental or free textbooks under county uniformity.** The
29 board of directors of each and every school corporation that is under
30 county uniformity of textbooks as provided in this chapter shall have
31 authority to purchase through the county board of education at the
32 regular contract price textbooks adopted by the county board of edu-
33 cation and pay for the same from the general fund of the school district
34 and loan them free or rent such textbooks to the pupils of their respec-
35 tive schools in the manner provided in sections one (1) and two (2)
36 of this act. The money so received shall be returned to the general
37 fund of such district at the end of each calendar month."

38 "4460-h3. **Responsibility of pupils and parents—rules and regula-**
39 **tions.** The board of directors in any school district that has adopted
40 the plan provided herein for renting textbooks to the pupils of the

41 district or loaning them free shall hold the pupils and their parents
 42 responsible for the loss of or failure to return any textbooks so loaned
 43 or furnished and for any damage other than regular depreciation of
 44 such textbooks and shall make such rules and regulations as are neces-
 45 sary properly to safeguard such textbooks."

1 SEC. 5. Section forty-two hundred thirty eight (4238), code 1935,
 2 is hereby amended by striking out all of said section after the word
 3 "aided" in line thirteen (13) and inserting in lieu thereof a period (.).

1 SEC. 6. Existing contracts. Nothing herein shall be construed as
 2 affecting or impairing the validity of any textbook contract in force
 3 at the taking effect of this act.

House File 21. Approved February 25, 1937.

CHAPTER 125

SCHOOL FUNDS

S. F. 40

AN ACT to amend sections forty-four hundred eighty-eight (4488), forty-five hundred six (4506), and forty-five hundred seven (4507), code 1935, relating to interest on the permanent school fund.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section forty-four hundred eighty-eight (4488), code
 2 1935, is hereby amended by striking from line four (4) thereof the
 3 word "five", and by inserting the word "four" in lieu of said stricken
 4 word.

1 SEC. 2. Section forty-five hundred six (4506), code 1935, is here-
 2 by amended by striking from line eleven (11), the word "four" and
 3 by inserting the word "three" in lieu of said stricken word.

1 SEC. 3. Section forty-five hundred seven (4507), code 1935, is
 2 hereby amended by striking from line five (5) thereof the word "four"
 3 and by inserting the word "three" in lieu of said stricken word.

1 SEC. 4. Section forty-five hundred seven (4507), code 1935, is
 2 further amended by striking from line ten (10) thereof the word
 3 "four" and by inserting the word "three" in lieu of said stricken word.

1 SEC. 5. This act being deemed of immediate importance shall be
 2 in force and effect from and after its publication in The Fontanelle
 3 Observer, a newspaper published at Fontanelle, Iowa, and the Earlham
 4 Echo, a newspaper published at Earlham, Iowa.

Senate File 40. Approved March 20, 1937.

I hereby certify that the foregoing act was published in the Fontanelle Observer, March 25, 1937, and the Earlham Echo, March 25, 1937.

ROBERT E. O'BRIAN, *Secretary of State.*