

Rules of
Department of Elementary and
Secondary Education
Division 60—Vocational and Adult Education
Chapter 110—Vocational Planning

| Title | Page |
|---|-------------|
| 5 CSR 60-110.010 Missouri Textbook Filing..... | 3 |

**Title 5—DEPARTMENT OF
ELEMENTARY AND
SECONDARY EDUCATION
Division 60—Vocational and
Adult Education**

Chapter 110—Vocational Planning

*AUTHORITY: section 170.061, RSMo 1986.
Original rule filed Dec. 10, 1975, effective
Dec. 20, 1975. Amended: Filed May 12,
1978, effective Aug. 14, 1978.*

**5 CSR 60-110.010 Missouri Textbook
Filing**

*PURPOSE: This regulation establishes re-
quirements for publishers who wish to sell
textbooks to the public schools of the state.*

(1) Requirements for Filing Textbooks.
Publishers who offer textbooks for sale to any
school board in Missouri shall file the fol-
lowing items with the Missouri State Board of
Education:

(A) A copy of each textbook to be sold in
Missouri. A textbook when revised over ten
percent (10%) must also be filed;

(B) "Agreement and Affidavit." This form,
which is shown in this regulation as Exhibit
1, shall be submitted at least once each year
and each time additional books are filed or
prices changed;

(C) "Textbook List and Prices." This
form, shown in this regulation as Exhibit 2,
shall be submitted with the "Agreement and
Affidavit" form;

(D) A bond for not less than five thousand
dollars (\$5000) although the Missouri State
Board of Education may require a bond of not
more than ten thousand dollars (\$10,000) if
deemed necessary to assure compliance with
this law. The bond may be submitted on any
form as long as it guarantees compliance with
section 170.081, RSMo (1986). The face of
the bond shall indicate the date of expiration
or the date on which the premium is due to
keep the bond in force; and

(E) A ten dollar (\$10) nonrefundable fee
shall be paid for each textbook which is
offered for sale in Missouri for the first time.
A series of textbooks by the same author and
upon the same subject constitutes a textbook
for this purpose. Each textbook or series of
textbooks for which the ten dollar (\$10) fee is
being paid shall be starred (*) on the
"Textbook List and Prices" form. Checks
shall be made payable to the Missouri
Department of Elementary and Secondary
Education.

1. The fee shall be paid only once for
each textbook or series of textbooks. The fee
need not be repaid for a textbook when its
price is being changed, revised ten percent
(10%) or less, being relisted on the yearly
"Textbook List and Prices" form or when it
is a book or workbook being added to a series
for which the fee has already been paid.



EXHIBIT 1
AGREEMENT AND AFFIDAVIT
of
Textbook Company
AGREEMENT

NAME OF TEXTBOOK COMPANY _____
of _____, a corporation organized under the laws of the State of
_____, hereby agrees to furnish and offer for sale in the State of Missouri
all books of which they have filed a copy in the office of the State Board of Education at the prices therewith filed*, and said TEXTBOOK
COMPANY further agrees to reduce the price in Missouri of any and all books so filed by the said TEXTBOOK COMPANY whenever the
price on such book or books is reduced elsewhere in the country, so that at no time may any of such books be sold in Missouri at a higher
price than is received for the same book elsewhere in the country where like conditions of distribution prevail. It is further agreed that all books
offered for sale in Missouri by the said TEXTBOOK COMPANY shall be equal in quality to the copy of such book deposited in the office of
the State Board of Education as regards paper, binding, print, illustration and all points that may affect the value of said books.

*"Textbook List and
Prices" is attached

AFFIDAVIT

STATE OF _____
COUNTY OF _____

_____ being duly sworn, deposes and says that he is authorized agent
of _____, a corporation, and that the prices set forth opposite the title of the books filed by the
said _____ in the office of the State Board of Education of the State of Missouri, show the prices at which the
said publishers will sell said books in the State of Missouri in accordance with the provisions of Section 170.061, RSMo (1972), relating to
textbooks, and also show the regular list price and lowest net price at which the respective books are sold or offered for sale anywhere in the
United States under like conditions of distribution.

Said corporation is and will continue to comply with Sections 170.071; 170.081; 170.131; and 170.141, RSMo (1972).

(Signed) _____
Subscribed and sworn to before
me this _____ day of _____,
_____.

(Notary Public)

My commission expires _____



**EXHIBIT 2
TEXTBOOK LIST AND PRICES**

Name of Company _____ Date _____

Please star (*) any textbooks for which the \$10 filing fee is being paid.

| <u>Name of Book</u> | <u>Author</u> | <u>Lowest Net Price</u> | <u>List Price</u> |
|---------------------|---------------|-----------------------------|-----------------------|
|---------------------|---------------|-----------------------------|-----------------------|