

1710.

APPROVAL, BONDS OF VILLAGE OF NEW KNOXVILLE, AUGLAIZE COUNTY, \$16,300.00, STREET IMPROVEMENTS.

COLUMBUS, OHIO, September 4, 1924.

*Retirement Board, State Teachers' Retirement System, Columbus, Ohio.*

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1711.

APPROVAL, BONDS OF JEFFERSON TOWNSHIP RURAL SCHOOL DISTRICT, CLINTON COUNTY, \$25,000.00, FOR SCHOOL IMPROVEMENTS.

COLUMBUS, OHIO, September 4, 1924.

*Department of Industrial Relations, Industrial Commission of Ohio, Columbus, Ohio.*

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1712.

SCHOOLS—TEXT BOOKS—AUTHORITY OF BOARDS OF EDUCATION IN ADOPTING BOOKS FOR USE IN PUBLIC SCHOOLS DISCUSSED—SECTIONS 7709, 7710 AND 7620 OF THE GENERAL CODE OF OHIO CONSTRUED.

**SYLLABUS:**

1. In view of the provisions of sections 7709 and 7710, General Code, a dictionary designed for use as a text book by pupils in the public schools, as distinguished from reference or supplementary books, should be filed and listed with the state text book commission before adoption by a board of education.

2. The phrase "published list wholesale price" as used in Sections 7709 and 7710, General Code, with reference to a book or books, may mean whatever price the publisher or publishers, may see fit to fix. The interest of the schools in this connection are amply protected by the provisions empowering the state school book commission to fix the maximum price at which such books may be sold, which price must not exceed seventy-five per cent. of the wholesale list price and apparently may be less.

3. In view of a former opinion of this department, found in *Opinions of the Attorney General for 1919, Vol. II, page 1443*, and the provisions of Section 7711, General Code, it is not believed a board of education can "cause to be used in the common schools any book" not listed with the state school book commission and, of course, could not purchase such book for the use of the pupils of the public schools.

4. The apparent purpose of the school book commission law being to provide school books for the pupils of the schools at the lowest possible price, it is believed these sections would not affect the purchase of library, reference or supplementary