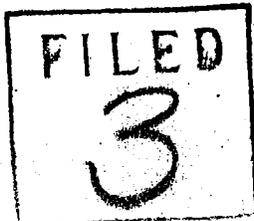


**SOCIAL SECURITY:  
COUNTY AGRICULTURAL  
EXTENSION COUNCIL:**

The County Agricultural Extension Council is an instrumentality of the State.



September 26, 1956

Honorable Newton Atterbury  
State Comptroller and Director  
of the Budget  
State of Missouri  
Jefferson City, Missouri

Dear Mr. Atterbury:

This will acknowledge receipt of your request inquiring whether the Agricultural Extension Council created under Chapter 262, RSMo Cum. Supp. 1955, is a political subdivision of the state; or should the employees of such council be covered as county employees under Chapter 105, RSMo Cum. Supp. 1955, which applies to old age survivors' insurance.

Under date of October 25, 1951, this department rendered an opinion, a copy of which we are enclosing, to Honorable John E. Downs, Prosecuting Attorney, Buchanan County, Missouri, wherein it was held that employees of the "County Farm Bureau" are not county employees under the provisions of Senate Bill No. 3, but said Bureau is an instrumentality.

While your request does not pertain to the "County Farm Bureau," but relates to the County Agricultural Extension Council, the creation, duties, administration, employment of personnel, payment of expenses, and salaries of said employees are almost identical to those pertaining to the Farm Bureau.

Section 262.561, RSMo Cum. Supp. 1955, provides for the organization of a County Agricultural Extension Council and Section 262.581 further provides that it shall be recognized as the official body within the county to cooperate with the University of Missouri in carrying out the provisions of the Smith-Lever Act of Congress, approved May 8, 1914, and acts supplementary thereto. See also Section 262.555, RSMo Cum. Supp. 1955.

Honorable Newton Atterbury

Under Section 262.565, RSMo Cum. Supp. 1955, it further authorizes the executive board of said Council to fix compensation of such persons as are necessary for the conduct of business of said Council, except as otherwise provided in Chapter 262, RSMo 1949, and RSMo Cum. Supp. 1955. Furthermore, under Section 262.591, RSMo Cum. Supp. 1955, said Council shall prepare an annual financial budget covering the county's share of the cost of performing certain functions placed upon said Council, which shall be filed with the county court and shall be included in its budget.

Under Section 262.601, RSMo Cum. Supp. 1955, it requires said Council, following the close of each month, to requisition the county court for an amount equal to the total amount of monthly expenditures and further requires the county court to issue its warrant for such amount in favor of said Council. And last, under Section 262.611, RSMo Cum. Supp. 1955, said Council is required to make an annual detailed report to the county court.

In view of the similarity of the creation of said Council, its duties, employment, etc., to that of the "County Farm Bureau" fully set forth in the above mentioned opinion, we are inclined to believe that the conclusion reached in said opinion is applicable in the instant case.

#### CONCLUSION

Therefore, it is the opinion of this department that the County Agricultural Extension Council is an instrumentality and not a political subdivision.

The foregoing opinion, which I hereby approve, was prepared by my assistant, Mr. Aubrey R. Hammett, Jr.

Yours very truly,

John M. Dalton  
Attorney General

Enclosure(1)

ARH:mw