

FEDERAL-STATE AGREEMENTS:
ELEMENTARY AND SECONDARY
EDUCATION ACT OF 1965:
STATE BOARD OF EDUCATION:

Review and Certification of State Application
(June 18, 1969) to Participate in Title III
of Public Law 89-10, (Public Law 90-247,
Section 131, Amendments to Title III of the
Elementary and Secondary Education Act of
1965).

June 30, 1969



OPINION LETTER NO. 317
Answered by Letter-Voigts

Mr. Hubert Wheeler, Commissioner
State Department of Education
Jefferson Building
Jefferson City, Missouri 65101

Dear Commissioner Wheeler:

Per your request, we have reviewed the Missouri State Plan (dated June 18, 1969) prepared for submission to the United States Commissioner of Education under Title III of the Elementary and Secondary Education Act of 1965 (P.L. 89-10 as amended by P.L. 90-247, section 131, amendments to Title III of the Elementary and Secondary Education Act of 1965).

Our review has taken into consideration the above-cited federal laws together with the federal regulations (45 CFR 118, draft of April 25, 1968); Article III, Section 38(a), Article IX, Section 2(a), Missouri Constitution; Section 161.092, RSMo Supp. 1967, and related provisions.

From the foregoing it is the opinion of this office that:

- (1) The Missouri State Board of Education is qualified as a State agency in accordance with section 304 of P.L. 89-10 as amended by P.L. 90-247;
- (2) Said agency has the authority under State law to submit a State plan pursuant to section 304 of P.L. 89-10, as amended by P.L. 90-247;
- (3) All the provisions with respect to the use of federal funds can be carried out in the State;
- (4) The Commissioner of Education has been duly authorized by the Missouri State Board of Education to submit the foregoing State plan and to represent the Missouri State Board of Education in all matters pertaining thereto.

Mr. Hubert Wheeler
June 30, 1969
Page 2

This opinion letter constitutes our official certification of the State Plan and should be inserted at the proper place in all copies.

Very truly yours,

JOHN C. DANFORTH
Attorney General