

BOARD OF HEALTH:

State Board of Education proper State agency to receive Federal Funds for purpose of carrying out provisions of Article 1, Chapter 52, R. S. Mo. 1929.

2-29
February 29, 1936.



E. T. McGaugh, M. D.
Health Commissioner
Missouri State Board of Health
Jefferson City, Missouri

Dear Sir:

It is our understanding that you desire an opinion as to the proper State agency to receive the Federal Funds for the purpose of carrying out the provisions of Article 1, Chapter 52, R. S. Mo. 1929.

Section 643, Laws of Missouri, 1933, page 252, provides:

"Whenever any devise, bequest, donation, gift or assignment of money, bonds or choses in action, or of any property, real, personal or mixed, shall be made or offered to be made to this state, the State Board of Education, as constituted by law, shall be and are hereby authorized to receive and accept the same on such terms, conditions and limitations as may be agreed upon between the grantor, donor, or assignor of said property and said officials constituting said Board, so that the right and title to shall pass to and vest in this State; and all such property so vested in this state and the proceeds thereof when collected, may be appropriated for educational purposes, or for such other purposes as the legislature may direct. The intention of this act is to abolish

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the commission heretofore created to accept devises, bequests, donations, gifts or assignments of money, bonds or choses in action, or of any property, real, personal or mixed, and to transfer such duties to the state board of education."

By reason of this section we are of the opinion that the State Board of Education is constituted by law as the duly authorized State agency for receiving these funds.

Very truly yours,

JOHN W. HOFFMAN, Jr.,
Assistant Attorney-General.

APPROVED:

ROY MCKITTRICK
Attorney-General

JWH:EG

