

STATE PURCHASING AGENT: Purchases of the University Co-operative Store of Columbia, Missouri, not within jurisdiction of State Purchasing Act of 1933.

August 12, 1937.



Mr. Geo. Blowers,  
State Purchasing Agent,  
Jefferson City, Missouri.

Dear Mr. Blowers:

We wish to acknowledge your request for an opinion wherein you state as follows:

"Will you please give me an opinion as to the purchases of the University Co-operative Store, University of Missouri, Columbia, Mo?

"I would like very much to know if the stock in this store comes under the jurisdiction of the State Purchasing Agent's Act of 1933, or is the University at liberty to buy independent from this office.

"Inasmuch, as I am going to meet with the Curators in St. Louis, Missouri, Saturday, August 14th at 11:00 A.M. to arrange a system whereby we will take over the purchases as per your opinion of July 30, 1937, this phase of the purchases, no doubt, will be discussed and I would like to have your opinion so as to know what to do."

You are evidently under the impression that the University Co-operative Store of Columbia, Missouri, is operated under the direction and control of the University of Missouri, and therefore subject to the State Purchasing Act.

Mr. Geo. Blowers

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August 12, 1937.

This is a mistaken impression, for the records of the Corporation Department disclose that the University Co-operative Store was organized as a private corporation in 1902 under the provisions of Chapter 12, Article 9, of the Revised Statutes of Missouri, 1899, relating to manufacturing and business companies, and is still operating as a private corporation.

The State Purchasing Act, as the term implies, relates to purchases made by the State, and therefore we are of the opinion that the purchases of the University Co-operative Store of Columbia, Missouri, do not come within the jurisdiction of the State Purchasing Act of 1933.

Respectfully submitted,

MAX WASSERMAN,  
Assistant Attorney General.

APPROVED:

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J. E. TAYLOR,  
(Acting) Attorney General.

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