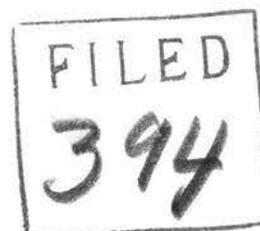


August 26, 1966

Opinion No. 394
Answered By Letter
(Ashby)



Mr. Henry Maddox, Director
Division of Commerce and Industrial
Development
Eighth Floor - Jefferson Building
Jefferson City, Missouri 65101

Dear Mr. Maddox:

This letter responds to your inquiry concerning the authority of the Division of Commerce and Industrial Development to administer the funds received under the "State Technical Services Act of 1965" and to disburse these funds to the University of Missouri, St. Louis University, Washington University and Drury College under the provisions of that referenced program.

Public Law 89-182 enacted by the 89th Congress provided, in general, for a state technical aid program to be funded on a matching fund basis with the approved schools matching federal funds either with cash or in-kind services. It is noted that the Act requires only that the federal funds be administered under their rules and regulations.

Your Division was named the "designated agent" to administer and coordinate the program with the appropriate federal counterparts by the Governor in a letter dated June 7, 1966 and addressed to the Office of State Technical Services.

Section 255.051, RSMo Supp. 1965 reads as follows:

"The division may accept any gifts and

Mr. Henry Maddox, Director

grants, including grants from the federal government, relating to any of the functions of the division as described in this chapter."

Under the above statute, you are authorized to accept grants from the federal government relating to any of the functions of your division. These functions are delineated in Section 255.021, RSMo Supp. The purpose of the "State Technical Services Act of 1965" is set forth in Section 1 of the Act. A comparison of the Section 255.021 (supra) and Section 1 of Technical Services Act clearly establishes a similarity of purpose "relating to the functions of the division."

Accordingly, we conclude that under Section 255.051 (supra), and by direction of the Governor, your Division is authorized to administer the State Technical Services program as provided in the "State Technical Services Act of 1965."

Yours very truly,

NORMAN H. ANDERSON
Attorney General

RCA:mmm