

FEDERAL GRANTS:
COMMISSION ON HIGHER
EDUCATION:

Missouri Commission on Higher Education is empowered and authorized to receive and utilize federal grants under the Federal Higher Education Facilities Comprehensive Planning Grants Program.

Opinion No. 563 (66)
Answered by Letter (DeFeo)
Opinion No 120 (67)

January 9, 1967

Dr. Ben Morton, Executive Secretary
Missouri Commission on Higher Education
600 Clark Avenue
Jefferson City, Missouri

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Dear Dr. Morton:

This letter is in response to your request for our opinion as to the authority of the Missouri Commission on Higher Education to receive federal grants under the Higher Education Facilities Comprehensive Planning Grants Program.

As you are aware, the Federal Higher Education Facilities Act of 1963 (P.L. 88-204; 20 U.S.C. 701 et seq.) has been recently amended by Congress (P.L. 89-752) to provide for grants to state commissions for comprehensive planning as to the construction needs of institutions of higher education.

Section 173.050, RSMo Supp. 1965, defines relevant powers of the Missouri Commission on Higher Education, to wit:

"The Missouri commission on higher education shall be authorized to:

"(1) Serve as the official state agency to plan for, define and recommend policies concerning the allocation of federal funds where such funds, according to provisions of federal legislation, are to be received and allocated through an official state agency;

"(2) Apply for, receive, and utilize funds which may be available from private nonprofit foundations and from federal sources for research on higher education needs and problems in the state;

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"(3) Subcontract for research and planning services from individuals, colleges or universities, or nonprofit corporations."

On December 23, 1963, the governor designated the Missouri Commission on Higher Education as the "State Commission" pursuant to Section 105(a), of the Higher Education Facilities Act.

Based on the foregoing, it is the opinion of this office that Missouri Commission on Higher Education is empowered and authorized to receive and utilize federal grants under the Federal Higher Education Facilities Comprehensive Planning Grants Program.

Very truly yours,

NORMAN H. ANDERSON
Attorney General

By

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