

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

Review and certification of State  
Plan (June 19, 1968) submitted under  
Title III, Elementary and Secondary  
Education Act of 1965, PL 89-10 as  
amended by PL 90-247.

Opinion No. 319-68  
Ans. by letter  
DeF

June 28, 1968

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 19, 1968) 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).

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 the state educational agency required by Section 305(a) (1) (C) of P.L. 89-10 as amended by P.L. 90-247;
- (2) The State Board has authority under state law to submit this State Plan pursuant to Section 305 of P.L. 89-10 as amended by P.L. 90-247;
- (3) All provisions with respect to use of federal funds can be carried out in this state;
- (4) The Commissioner of Education has been duly authorized by the Missouri State Board of Education to submit the present State Plan and to represent the Board in all matters pertaining thereto.

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

We are returning herewith one copy of the State Plan.

Yours very truly,

NORMAN H. ANDERSON  
Attorney General

By: Louis C. DeFeo, Jr.  
Assistant Attorney General

LCDJr:rs

Enc.