

August 28, 1969

OPINION LETTER NO. 384  
Answered by Letter - Bartlett

Mr. Hubert Wheeler  
Commissioner of Education  
State Department of Education  
Jefferson Building  
Jefferson City, Missouri 65101

Dear Commissioner Wheeler:

In accordance with your request of August 6, 1969, we have reviewed the Missouri State Board of Education's Application for Program Grant for Migratory Children (Fiscal Year 1970). This grant is being submitted under Title I of the Elementary and Secondary Education Act of 1965, PL 89-10, as amended by PL 89-750.

In addition to the Elementary and Secondary Education Act of 1965, as amended by PL 89-750, and the Regulations pursuant thereto, our review has taken into consideration Article III, Section 38(a), Missouri Constitution, and Section 161.092 RSMo Supp. 1967.

Based on the foregoing, we hereby certify that the Missouri State Board of Education has authority under State law to perform the duties and functions of a "State educational agency" as defined in Title I of PL 89-10 (20 U.S.C. Section 244) including those arising from the assurances set forth in the Application and that the State Board of Education has the authority to submit and administer the special educational programs and projects for migratory children as set forth in the Application.

This Opinion Letter constitutes our official certification and should be inserted in the appropriate place in each copy of the Application. We are returning herewith two copies of the Application.

Yours very truly,

JOHN C. DANFORTH  
Attorney General