

July 2, 1975

OPINION LETTER NO. 165

Dr. Arthur L. Mallory  
Commissioner of Education  
State Department of Elementary and  
Secondary Education  
Jefferson State Office Building  
Jefferson City, Missouri 65101

FILED  
165

Dear Dr. Mallory:

In accordance with your request of June 26, 1975, we have reviewed the Missouri State Department of Elementary and Secondary Education's "Title I, ESEA, Annual Program Plan, Fiscal Year Ending June 30, 1976." This application for federal funds is being submitted under Title I of the Elementary and Secondary Education Act of 1965, P.L. 89-10, as amended.

In addition to the Elementary and Secondary Education Act of 1965, as amended, the regulations propounded pursuant thereto (45 C.F.R. 116, April 1, 1974 edition), and the proposed rules amending 45 C.F.R. 116, published in 40 Federal Register 11472, et seq. (March 11, 1975), our review has taken into consideration Article III, Section 38(a), Missouri Constitution, and Section 161.092, RSMo 1973 Supp.

Based on the foregoing, we hereby certify that the Missouri State Department of Elementary and Secondary Education has authority under state law to perform the duties and functions of a state educational agency under Title I of the Elementary and Secondary Education Act of 1965, as amended, and the regulations propounded pursuant thereto, including those arising from the assurances set forth in the application.

Dr. Arthur L. Mallory

In addition to this opinion letter which constitutes our official certification, we have executed the form of certification attached to the Annual Program Plan.

Very truly yours,

JOHN C. DANFORTH  
Attorney General