

Missouri State Archives

Finding Aid RG 105.03

Department of Elementary and Secondary Education

Division of Instruction

Abstract: Reports and other statistical records about school districts to the Department of Elementary and Secondary Education, 1907-1987 (bulk dates, 1928-1969).

Extent: 118.4 cubic ft., (296 Hollinger boxes and 7 oversized boxes)

Record Description: Paper.

Alternative Formats: None.

Location: Missouri State Archives.

Administrative Information

Access Restrictions: Access restricted due to inclusion of Social Security Numbers.

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Processing Information: Processing completed by unknown archivist in 2002. Updates completed by Amy C. Nickless on 6/8/23.

Historical and Biographical Notes

The Missouri legislature first established a state office of education, with an elected state superintendent, in 1839. The office went through several transformations until the current constitution, adopted in 1945, established the State Board of Education in its present form and created a department of education, headed by an appointed commissioner. The

Department of Elementary and Secondary Education (DESE) was reorganized and established in its present form by the Omnibus State Reorganization Act of 1974. The department is primarily a service agency that works with school officials, legislators, government agencies, community leaders and citizens to maintain a strong public education system. Through its statewide school improvement initiatives and its regulatory functions, the department strives to ensure all citizens have access to high-quality public education. The Department of Elementary and Secondary Education is the administrative arm of the State Board of Education.

The Division of Instruction, a historic department of DESE (1974-1999), was primarily responsible for the supervision of instruction and classification of school districts in the state. The division consulted with school districts to improve instruction and create a comprehensive educational program within the district. Part of this included a yearly evaluation of districts to determine the schools' classification. The division also administered state and federal programs that gave funding assistance for gifted and special education programs within school districts.

It is unknown how the Division's duties were carried out between 2000 and 2014. Older documents in this collection came from previous historic departments of the Department of Education (1945-1974), the State Superintendent and the Office of Education (1839-1945) and were precursors of the document types collected by the Division of Instruction. While there was no direct successor organization to the Division of Learning Services, since 2014 many of the former department's duties have been handled by the Division of Learning Services.

Also included is material, predominantly correspondence and briefs, for the *Wheeler v. Barrera* court case addressing use of Title I funds in nonpublic schools. Title I of the federal Elementary and Secondary Education Act of 1965 provides federal funding for special instructional programs in both public and private schools.

Timeline

Year	Event
1839	The Missouri legislature first established a state office of education, with an elected state superintendent.
1945	The State Board of Education and the Department of Education were established by the 1945 State Constitution.
1965	The Federal Elementary and Secondary Education Act (Public Law 89-10) was signed into law by President Lyndon Johnson on April 7, 1965. It was amended in 1966 (Public Law 89-750) and 1967 (Public Law 90-247).
1974	The Department of Education was split into the Department of Elementary and Secondary Education (DESE) and the Department of Higher Education as part of the State Reorganization Act of 1974.
1974	The Division of Instruction was created as part of the new DESE.

Year	Event
1974	The final decision in <i>Wheeler v. Barrera</i> to uphold federal law was made by the U.S. Supreme Court on June 10, 1974.
1999	Last mention of the Division of Instruction in the <i>Official Manual of the State of Missouri</i> .

Additional Descriptive Information

Bibliography

Missouri Department of Education. Accessed on 5/10/23. <https://dese.mo.gov/>.

Official Manual of the State of Missouri. Jefferson City, MO: Missouri Secretary of State. Volumes 1909-1910 through 1999-2000.
<https://mdh.contentdm.oclc.org/digital/collection/bluebook/search>.

Official Manual of the State of Missouri. Jefferson City, MO: Missouri Secretary of State. Volumes 2001-2002 through present. <https://www.sos.mo.gov/bluebook>.

“Wheeler v. Barrera.” *Justia U.S. Supreme Court*. Accessed on 5/31/23.
<https://supreme.justia.com/cases/federal/us/417/402/>.

Related Material

“Annual Reports of Public Schools.” *Missouri Digital Heritage*. Accessed on 5/10/23.
<https://cdm16795.contentdm.oclc.org/digital/collection/p16795coll16>.

Series

The records are organized into the following series:

Annual Report of County Clerks to State Superintendent, 1939-1953
Annual Report of the County Superintendents to State Superintendent, 1927-1939
Application for Classification of Schools, 1948-1969
Audiovisual Materials, 1987
High School Reports, 1907-1948
Rural School Reports, 1928-1946
Wheeler v. Barrera, 1952-1978

Annual Report of County Clerks to State Superintendent, 1939-1953

Extent: 2.8 cubic ft. (7 Hollinger boxes)

Arrangement: Chronological, then alphabetical by county

Scope and Content

Annual statistical report based on a fiscal year on a five-page printed form. Includes number of whole and fractional school districts, permanent school fund report, district tax levies, assessed valuation of all taxable property in county, county assessment, statement of receipts and expenditures for rural districts, list of 6 Director Districts with no high school, report on fractional districts, total enumeration of school districts in county, and financial data on high school districts.

Container List

Box	Dates
1	1939-1940
1	1940-1941
2	1941-1942
2	1942-1943
3	1943-1944
3	1944-1945
4	1945-1946
4	1946-1947
5	1947-1948
5	1948-1949
6	1949-1950
6	1950-1951
7	1951-1952
7	1952-1953

Annual Report of the County Superintendents to State Superintendent, 1927-1939

Extent: 1.6 cubic ft. (4 Hollinger boxes)

Arrangement: Chronological, then alphabetical by county

Scope and Content

Annual statistical report based on a fiscal year on a four-page printed form. Information given includes total enrollment, number male & female, number white and colored, total attendance, average daily attendance, 8th grade graduates by race for rural districts. For high school district, gives enumeration by race, sex, grade for all levels; total enrollment; attendance; and transportation of pupils. The following information is given for all districts: number of county districts, number of teachers, number pupils enrolled in districts, teacher data (race, type of certificate), average annual salaries, number of school buildings, number of schools in county and financial data (i.e. school levy, value of buildings and indebtedness).

Container List

Box	Dates
1	1927-1928
1	1928-1929
1	1929-1930
2	1930-1931
2	1931-1932
2	1934-1935
3	1935-1936
3	1935-36 & 1936-37
3	1936-1937
4	1937-1938
4	1937-38 & 1938-39
4	1938-1939

Application for Classification of Schools, 1948-1969

Extent: 64 cubic ft. (160 Hollinger boxes)

Arrangement: Chronological, then alphabetical by school district

Scope and Content

The Application for Classification of Schools are a continuation of the High School Reports but with greater detail. The statistical report is made by the superintendent of the school district instead of the high school supervisor. The statistical reports include the following breakdowns: financial data, organization, records, enrollment by grades, enrollment and teacher data, program of studies-high school, and classification.

Reports of the high school and elementary teachers include the same information as the high school reports with the following added information: college attended, race, sex, amount credit earned during year just proceeding, highest degree held, and teaching load.

A schedule of classes is given for the high school with the following information: name of teacher, period of class, time, and activities sponsored.

These reports include all high school and elementary districts and “colored schools” (outmoded term). The colored schools are listed separately for the school year 1948-1949. After this, they were interfiled with the other schools.

The reports for the 1948-1949 and 1949-1950 school years are arranged alphabetically by school. From the school year 1950-1951 thru 1967-1969 they are arranged alphabetically by county, then school district.

Most of these printed reports were bound as volumes. However, some deteriorating oversized volumes have been unbound and boxed for preservation purposes.

It is important to note there were different elementary school classifications. A “director elementary district” equated a one-room school house. A “three-director elementary district” was a larger district where the majority of teachers lacked enough college credit to meet state criteria. A “six-director dependent elementary district” had teachers with at least 96 hours of college credit. A “six-director independent elementary” had teachers with at least 120 hours of college credit. None of these districts operated a high school.

Some content restricted due to the inclusion of Social Security numbers.

Container List

Box/Volume	Contents	Date
1	A-B	1948-1949
2	C-E	1948-1949

Box/Volume	Contents	Date
3	F-J	1948-1949
4	K-M	1948-1949
5	N-R	1948-1949
6	St-Z	1948-1949
7	Colored, A-Z	1948-1949
7	A-B	1949-1950
8	C-E	1949-1950
9	F-J	1949-1950
10	K-M	1949-1950
11	N-R	1949-1950
12	St-S	1949-1950
13	T-Z	1949-1950
13	Elementary School Districts, A-Z	1949-1950
14	Adair-Cedar	1950-1951
15	Chariton-Greene	1950-1951
16	Grundy-Jackson	1950-1951
17	Jasper-Miller	1950-1951
18	Mississippi-Randolph	1950-1951
19	Ray-Scott	1950-1951
20	Shannon-Wright (including the City of St. Louis)	1950-1951
21	Elementary School Districts, Andrew-Worth	1950-1951
22	Adair-Cass	1951-1952
23	Cedar-Greene	1951-1952
24	Grundy-Jefferson	1951-1952
25	Johnson-Newton	1951-1952
26	Nodaway-St. Charles	1951-1952
27	St. Clair-Stoddard	1951-1952
28	Stone-St. Louis City	1951-1952
29	Districts not maintaining high schools, A-J	1951-1952
30	Districts not maintaining high schools, K-Z	1951-1952
31	Adair-Cass	1952-1953
32	Cedar-Greene	1952-1953
33	Grundy-Jefferson	1952-1953
34	Johnson-New Madrid	1952-1953
35	Newton-Ripley	1952-1953
36	St. Charles-Shelby	1952-1953
37	Stoddard-City of St. Louis	1952-1953
38	Districts not maintaining high schools, A-Z	1952-1953
39	Adair-Cass	1953-1954

Box/Volume	Contents	Date
40	Cedar-Greene	1953-1954
41	Grundy-Jefferson	1953-1954
42	Johnson-New Madrid	1953-1954
43	Newton-Ripley	1953-1954
44	St. Charles-Shelby	1953-1954
45	Stoddard-City of St. Louis	1953-1954
46	Districts not maintaining high schools, A - Z	1953-1954
47	Adair-Cass	1954-1955
48	Cedar-Greene	1954-1955
49	Grundy-Jefferson	1954-1955
50	Johnson-New Madrid	1954-1955
51	Newton-Ripley	1954-1955
52	St. Charles-Shelby	1954-1955
53	Stoddard-City of St. Louis	1954-1955
54	Districts not maintaining high schools, A-Z	1954-1955
55	Adair-Cass	1955-1956
56	Cedar-Greene	1955-1956
57	Grundy-Jefferson	1955-1956
58	Johnson-Newton	1955-1956
59	Nodaway-St. Charles	1955-1956
60	St. Clair-Stoddard	1955-1956
61	Stone-City of St. Louis	1955-1956
62	Districts not maintaining high schools, A-Z	1955-1956
63	Adair-Cass	1956-1957
64	Cedar-Greene	1956-1957
65	Grundy-Jefferson	1956-1957
66	Johnson-New Madrid	1956-1957
67	Newton-Ripley	1956-1957
68	St. Charles-Scotland	1956-1957
69	Scott-St. Louis	1956-1957
70	Districts not maintaining high schools, A - I	1956-1957
71	Districts not maintaining high schools, J-Z	1956-1957
72	Adair-Cass	1957-1958
73	Cedar-Greene	1957-1958
74	Grundy-Jefferson	1957-1958
75	Johnson-New Madrid	1957-1958
76	Newton-St. Clair	1957-1958
77	St. Francois-Saline	1957-1958
78	Schulyer-St. Louis City	1957-1958

Box/Volume	Contents	Date
79	Districts not maintaining high schools, A-I	1957-1958
80	Districts not maintaining high schools, J-Z	1957-1958
16625	St. Louis Public Schools	1957, February
81	Adair-Cass	1958-1959
82	Cedar-Harrison	1958-1959
83	Henry-Jefferson	1958-1959
84	Johnson-New Madrid	1958-1959
85	Newton-St. Charles	1958-1959
86	St. Francois-Saline	1958-1959
87	Schuyler-City of St. Louis	1958-1959
88	Districts not maintaining high schools, A-H	1958-1959
89	Districts not maintaining high schools, I-Z	1958-1959
16626	St. Louis Public Schools	1958, January
90	Adair-Cedar	1959-1960
91	Chariton-Greene	1959-1960
92	Grundy-Lafayette	1959-1960
OB1, Folders 1-3	Oversized Volume #16640: Kansas City Public Schools	1959-1960
93	Lawrence-Nodaway	1959-1960
94	Oregon-Ste. Genevieve	1959-1960
95	St. Francois-Scotland	1959-1960
96	Scott-Wright (including director elementary districts employing a halftime administration)	1959-1960
97	Districts under the direct supervision of the county superintendent of schools, Adair-Worth. 6 director districts. Adair-Worth	1959-1960
16627	St. Louis Public Schools	1959, March
98	Adair-Cass	1960-1961
99	Cedar-Greene	1960-1961
100	Grundy-Johnson	1960-1961
OB1, Folder 5-6	Oversized Volume #16641: Kansas City Public Schools	1960-1961
101	Knox-New Madrid	1960-1961
102	Newton-St. Clair	1960-1961
103	St. Francois-Saline	1960-1961
104	Schulyer-Wright. 6 director elementary districts employing their own administration. Adair-Wright	1960-1961

Box/Volume	Contents	Date
105	Districts under the direct supervision of the county superintendent of schools. 3 director districts, Adair-Wright. 6 director districts, Adair-Wright	1960-1961
16628	St. Louis Public Schools	1960, March
OB1, Folder 4	St. Louis Public Schools	1960
106	Adair-Cass	1961-1962
107	Cedar-Greene	1961-1962
OB2, Folders 1-2	Oversized Volume #16656: Ferguson-Florissant (St. Louis County District R-II)	1961-1962
108	Grundy-Johnson	1961-1962
OB1, Folders 7-9	Oversized Volume #16642: Kansas City Public Schools	1961-1962
109	Knox-New Madrid	1961-1962
110	Newton-St. Clair	1961-1962
111	St. Francois-St. Louis County	1961-1962
112	Saline-Wright. 6 director elementary districts employing their own administration, Adair-Wright.	1961-1962
113	Districts under the direct supervision of the county superintendent of schools. 3 director districts, Adair-Wright. 6 director districts, Adair-Wright.	1961-1962
16629	St. Louis Public Schools	1961, March
114	Adair-Cass	1962-1963
115	Cedar-Gasconade	1962-1963
116	Greene-Jasper	1962-1963
117	Jefferson-Moniteau	1962-1963
OB2, Folders 3-5	Oversized Volume #16643: Kansas City Public Schools	1962-1963
118	Monroe-Pulaski	1962-1963
119	Putnam-St. Louis County	1962-1963
120	St. Louis City - Wright	1962-1963
121	Adair-Wright Elementary	1962-1963
16630-16631	St. Louis Public Schools	1962, March
122	Adair-Cass	1963-1964
123	Cedar-Gentry	1963-1964
124	Greene-Jasper	1963-1964
125	Jefferson-New Madrid	1963-1964
OB2, Folders 6-7	Oversized Volume #16644: Kansas City Public Schools	1963-1964

Box/Volume	Contents	Date
OB3, Folder 1	Oversized Volume #16645: Kansas City Public Schools	1963-1964
126	Newton-Ripley	1963-1964
127	St. Charles-St. Louis County	1963-1964
128	St. Louis-Wright	1963-1964
129	Adair-Wright Elementary	1963-1964
16632	St. Louis Public Schools	1963, February
130	Adair-Cass	1964-1965
131	Cedar-Gentry	1964-1965
132	Greene-Jasper	1964-1965
133	Jefferson-Morgan	1964-1965
OB3, Folders 2-5	Oversized Volume #16646: Kansas City Public Schools	1964-1965
134	New Madrid-Ripley	1964-1965
135	Ste. Genevieve-St. Louis County	1964-1965
136	St. Louis-Wright	1964-1965
137	Adair-Wright Elementary	1964-1965
16633	St. Louis Public Schools	1964, April
137	Adair-Boone	1965-1966
138	Buchanan-Chariton	1965-1966
139	Christian-Douglas	1965-1966
139	Dunklin-Grundy	1965-1966
140	Harrison-Jackson	1965-1966
OB3, Folder 6	Oversized Volume #16653: Hickman Mills (Jackson County C-I)	1965-1966
141	Jasper-Lewis	1965-1966
OB4, Folders 1-2	Oversized Volume #16647: Kansas City Public Schools	1965-1966
141	Lincoln-Moniteau	1965-1966
142	Monroe-Pemiscot	1965-1966
142	Perry-Reynolds	1965-1966
143	Ripley-St. Louis (Afton-Kirkwood)	1965-1966
143	St. Louis (Ladue-Wellston)	1965-1966
144	Saline-Wright	1965-1966
16634	St. Louis Public Schools	1965, May
145	Adair-Buchanan	1966-1967
146	Butler-Clark	1966-1967
159	Clay-Dunklin	1966-1967
147	Franklin-Hickory	1966-1967
OB3, Folder 7	Oversized Volume #16654: Hickman Mills (Jackson County C-I)	1966-1967
147	Holt-Jackson	1966-1967
148	Jasper-Lincoln	1966-1967

Box/Volume	Contents	Date
OB4, Folders 3-4	Oversized Volume #16648: Kansas City Public Schools	1966-1967
149	Linn-Newton	1966-1967
160	Nodaway-Polk	1966-1967
150	Pulaski-Ste. Genevieve	1966-1967
150	Shannon-Wright	1966-1967
151	St. Louis (Afton-Parkway)	1966-1967
151	St. Louis (Pattenville-Wellston)-Scott	1966-1967
16635	St. Louis Public Schools	1966, May
152	Adair-Boone (Restricted)	1967-1968
152	Buchanan-Chariton (Restricted)	1967-1968
153	Christian-Dent (Restricted)	1967-1968
153	Douglas-Harrison (Restricted)	1967-1968
154	Henry-Jackson (Restricted)	1967-1968
OB4, Folder 5	Oversized Volume #16655: Hickman Mills (Jackson County C-I) (Restricted)	1967-1968
154	Jasper-Jefferson (Restricted)	1967-1968
155	Johnson-Lewis (Restricted)	1967-1968
OB4, Folders 6-8	Oversized Volume #16649: Kansas City Public Schools (Restricted)	1967-1968
OB5, Folder 1	Oversized Volume #16650: Kansas City Public Schools (Restricted)	1967-1968
155	Lincoln-New Madrid (Restricted)	1967-1968
156	Newton-Polk (Restricted)	1967-1968
156	Pulaski-St. Louis (Afton-Clayton) (Restricted)	1967-1968
157	St. Louis (Ferguson-Normandy) (Restricted)	1967-1968
157	St. Louis (Parkway-Wellston)-Scotland (Restricted)	1967-1968
158	Scott-Wright (Restricted)	1967-1968
16636	St. Louis Public Schools	1967, May
OB5, Folders 2-4	Oversized Volumes #16651-16652: Kansas City Public Schools (2 volumes; Restricted)	1968-1969
OB7, Folders 1-8	Oversized Volume #16637: St. Louis Public Schools (Restricted)	1968, June
16638	St. Louis Public Schools (Restricted)	1969, February
OB6, Folders 1-7	Oversized Volume #16639: St. Louis Public Schools (Restricted)	1969, February

High School Reports, 1907-1948

Extent: 40.8 cubic ft. (102 Hollinger boxes)

Arrangement: Chronological, then alphabetical by high school district

Scope and Content

The Reports of the High School Supervision are statistical in nature and include the recommendations of the high school supervisor regarding the class of school and units to be approved.

Reports of the high school teachers include the following information: teacher's name, scholastic preparation, experience, number of classes taught, kind of certificate and date of expiration, salary, and suggestion of the supervisor. Reports of the grade school teachers are the same as above without the number of classes taught and salary.

A course of study is also given for each year of high school. It gives the course, number of pupils, number of weeks of course, recitations per week and name of teacher.

Beginning in the 1935-1936 school year until the 1947-1948 school year, reports of the colored schools are given. The reports give the same information as above.

All reports are on printed forms and in bound volumes.

Container List

Box	Contents	Date
1	A-Z	1907-1908
1	A-Z	1908-1909
1	A-Z	1909-1910
1	A-Z	1910-1911
1	A-Z	1911-1912
2	A-Z	1912-1913
2	A-Z	1913-1914
2	A-Z	1914-1915
3	A-Z	1915-1916
3	A-Z	1916-1917
3	A-Z	1917-1918
3	A-Z	1918-1919
4	A-Z	1919-1920
4	A-Z	1920-1921
5	A-Z	1921-1922
5	A-E	1922-1923
6	F-N	1922-1923
6	O-Y	1922-1923

Box	Contents	Date
7	A-F	1923-1924
7	G-M	1923-1924
8	N-Y	1923-1924
9	A-F	1924-1925
10	G-M	1924-1925
11	N-Z	1924-1925
12	A-F	1925-1926
13	G-M	1925-1926
14	N-Z	1925-1926
15	A-E	1926-1927
16	F-M	1926-1927
17	N-Z	1926-1927
18	A-E	1927-1928
19	F-M	1927-1928
20	N-Z	1927-1928
21	A-E	1928-1929
22	F-M	1928-1929
23	N-Z	1928-1929
24	A-E	1929-1930
25	F-M	1929-1930
26	N-Z	1929-1930
27	A-E	1930-1931
28	F-M	1930-1931
29	N-Z	1930-1931
30	A-E	1931-1932
31	F-M	1931-1932
32	N-Z	1931-1932
33	A-E	1932-1933
34	F-M	1932-1933
35	N-Z	1932-1933
36	A-E	1933-1934
37	F-M	1933-1934
38	N-Z	1933-1934
39	A-F	1934-1935
40	G-M	1934-1935
41	N-Z	1934-1935
42	A-F	1935-1936
43	G-M	1935-1936
44	N-Z	1935-1936
44	Colored A-Z	1935-1936
45	A-E	1936-1937
46	F-M	1936-1937
47	N-Z	1936-1937
47	Colored A-Z	1936-1937

Box	Contents	Date
48	A-F	1937-1938
49	G-N	1937-1938
50	O-Z	1937-1938
50	Colored A-Z	1937-1938
51	A-F	1938-1939
52	G-N	1938-1939
53	O-Z	1938-1939
53	Colored, A-Z	1938-1939
54	A-C	1939-1940
55	D-J	1939-1940
56	K-P	1939-1940
57	Q-Z	1939-1940
57	Colored, A-Z	1939-1940
58	A-C	1940-1941
59	D-J	1940-1941
60	K-P	1940-1941
61	Q-Z	1940-1941
102	Colored, A-Z	1940-1941
62	A-B	1941-1942
62	C-E	1941-1942
63	F-J	1941-1942
64	K-M	1941-1942
65	N-R	1941-1942
66	S-Z	1941-1942
66	Colored A-Z	1941-1942
67	A-B	1942-1943
67	C-E	1942-1943
68	F-J	1942-1943
69	K-N	1942-1943
70	N-R	1942-1943
71	St-Z	1942-1943
71	Colored, A-Z	1942-1943
72	A-B	1943-1944
73	C-E	1943-1944
74	F-J	1943-1944
75	K-M	1943-1944
76	W-R	1943-1944
77	St-Z	1943-1944
78	Colored, A-Z	1943-1944
78	A-B	1944-1945
79	C-E	1944-1945
80	F-J	1944-1945
81	K-M	1944-1945
82	N-R	1944-1945

Box	Contents	Date
83	St-Z	1944-1945
84	Colored, A-Z	1944-1945
84	A-B	1945-1946
85	C-E	1945-1946
86	F-J	1945-1946
87	K-M	1945-1946
88	N-R	1945-1946
89	St-Z	1945-1946
90	Colored, A-Z	1945-1946
90	A-B	1946-1947
91	C-E	1946-1947
92	F - J	1946-1947
93	K-M	1946-1947
94	N-R	1946-1947
95	St-Z	1946-1947
96	Colored, A-Z	1946-1947
96	A-B	1947-1948
97	C-E	1947-1948
98	F-J	1947-1948
99	K-M	1947-1948
100	N-R	1947-1948
101	St-Z	1947-1948
102	Colored, A-Z	1947-1948

Rural School Reports, 1928-1946

Extent: 4.4 cubic ft. (167 Hollinger boxes)

Arrangement: Chronological, then alphabetical by county

Scope and Content

The rural school reports are the reports of school districts not having a high school. These reports begin with the 1928-1929 school year and end with the 1945-1946 school year.

The rural school reports contain the following information: reports of the county superintendent, teachers, organization of school, furnishings and supplies, library, school house, yard and out buildings and recommendations. All reports are on printed forms.

Container List

Box	Contents	Date
1	A-Z	1928-1929
1	A-Z	1929-1930
1	A-Z	1930-1931
1	A-Z	1931-1932
2	A-Z	1932-1933
2	A-Z	1933-1934
2	A-Z	1934-1935
3	A-I	1935-1936
3	J-Z	1935-1936
4	A-J	1936-1937
5	L-W	1936-1937
6	A-J	1937-1938
7	L-Z	1937-1938
8	A-J	1938-1939
9	L-Z	1938-1939
9	A-J	1939-1940
10	J-Z	1939-1940
11	A-K	1940-1941
12	L-Z	1940-1941
12	A-J	1941-1942
13	L-W	1941-1942
14	A-Z	1942-1943
15	A- Z	1943-1944
15	A-H	1944-1945
16	J-Z	1944-1945
17	A-Z	1945-1946

Wheeler v. Barrera, 1952-1978

Extent: 2.4 cubic ft. (6 Hollinger boxes)

Arrangement: Chronological, except for “Opinion No. 26: Brusca and Barrera Cases” Binder and previously unfolded correspondence which appear in original order at the end of the series.

Scope and Content

The *Wheeler v. Barrera* series covers a federal court case addressing use of Title I funds in nonpublic schools. Title I of the federal Elementary and Secondary Education Act of 1965 provides funding for special instructional programs, such as remedial reading, for educationally deprived children in both public and private schools. However, the respondents claimed their children attending a nonpublic Kansas City-area school were not receiving the same level of service as their public-school counterparts. The State argued that the state Constitution and state law prohibited public funding from going towards nonpublic schools, in direct contrast to federal law. The District Court sided with the state, but the Court of Appeals reversed and remanded that decision. The final decision to uphold federal Title I law was made by the U.S. Supreme Court on June 10, 1974.

The case began as *Wheeler v. Barrera* and that remained the official case name. But when Arthur Mallory took over as Commissioner of Education from Hubert Wheeler circa 1973, much legal documentation changed to reflect that.

Correspondence includes numerous attachments, including legal briefs, board meeting notes and newspaper clippings. Ranges on correspondence vary, from a single letter to folders covering more than a year, but, with the exception of originally unfolded correspondence, DESE organization was maintained. Part of the correspondence was filed in titled folders or binder tabs, while the remainder was loose in the box.

Material also references the case *Brusca v. State of Missouri*, a St. Louis-area case that dealt with public funding for religious education.

Container List

Box	Folder	Contents	Date
1	1	Minute Pertaining to Opinion No. 26 and the Brusca Case	1963-1974
1	2	Minutes Pertaining to the ESEA (Elementary and Secondary School Act) Since 1965	September, 1965-August, 1969
1	3	Motion for Partial Summary Judgement	July 31, 1970
1	4	Missouri Catholic Conference Correspondence	March, 1970

Box	Folder	Contents	Date
1	5	CAI-Bingham-K.C. Correspondance	April, 1970
1	6	Meremac Valley Title I and Archdiocese Letters	April, 1970
1	7	Summons in Civil Action	April, 1970
1	8	Special School District of St. Louis County Correspondence and Court Orders	April, 1970
1	9	U.S. Court of Appeals Opinion	April 29, 1971
1	10	Proposal for Disposition of Case	June-July, 1971
1	11	Newspaper Clippings	September 3, 1970
2	13	Catholic Correspondence with St. Louis Re: Title I and III Projects	1970-1974
1	12	U.S. District Court Order and Opinion	September 28, 1971
1	13	U.S. Commissioner of Education S.P. Marland, Jr. Correspondence	October, 1971- June, 1972
1	14	Correspondence, State Department of Education Response to Letter Received from U.S. Commissioner S.P. Marland, Jr.	1971
1	15	State Board of Education Proposed Settlement	February 4, 1972
1	16	Brief of Defendants	February 2, 1972
1	17	Amicus Curiae Brief of the American Civil Liberties Union of Western Missouri and Greater Kansas City	February 16, 1972
1	18	Intervention Motion-Swomley-Wamble	February 17, 1972
1	19	Brief of Plaintiff	February 22, 1972
1	20	Pre-Trial Order, Western District Court K.C.	February 22, 1972
1	21	Memo-Pertinent Points	February, 1972
1	22	Subpoenas and Motions	February, 1972
1	23	Judge Collinson Memo and Opinion	June 2 and 12, 1972
1	24-25	Miscellaneous Items	1972
1	26	No 72-1440 Appeal from the U.S. District Court for Western District of Missouri	March 16, 1973 (filed)
1	27	U.S. Court of Appeals Hearing	March 16, 1973 (filed)
1	28	Request for Rehearing En Banc-8 th Circuit	April 30, 1973

Box	Folder	Contents	Date
1	29	Decision by Judge Collinson	May 9, 1973
1	30	Letter by Dr. Mallory to School Administration	May 17, 1973
2	1	Compliance Activities with Judge Collinson's May 9 Injunction and Judgement	May-November, 1973
2	2	Motion for Stay and Related Documents	August, 1973
2	3	Legal Correspondence	August-October, 1973
2	4	Amicus Curiae Brief for the National Jewish Commission on Law and Public Affairs	October Term, 1973
2	5	Amici Curiae Brief of American Jewish Congress, Anti-Defamation League of B'nai B'rith, Jewish Labor Committee, Jewish War Veterans, National Council of Jewish Women, Union of American Hebrew Congregations and United Synagogue of America	October Term, 1973
2	6	Amicus Curiae Briefs: Coalition for Public Education and Religious Liberty, Etc. and Missouri Coalition for Public Education and Religious Liberty	October Term, 1973
2	7	Brief and Reply Brief for Petitioners	October Term, 1973
2	8	Brief for the United States as Amicus Curiae	October Term, 1973
2	9	Respondent's Brief	October Term, 1973
2	10	73-62 Reply Brief for Petitioners	1973
2	11	Teachers to Private Schools by List of Districts	January 14, 1974
2	12	U.S. Supreme Court Hearing on Barrera and Wheeler	January 16, 1974
2	14	State Plan for Administration Title I Service to Nonpublic (Schools) Filed Pursuant to USSC	June 10, 1974
2	15	Supreme Court Opinions (2 copies; one annotated)	June 10, 1974
2	16	Communications	June 10, 1974- June, 1975
2	17	Supreme Court Reporter Summary	C. June 10, 1974
2	18	Proposed Correspondence	July 10-15, 1974

Box	Folder	Contents	Date
2	19	Proposed State Admin. Plan for Services to Nonpublic Schoolchildren	July 15, 1974
2	20	Letter to Dingman Re: Barrera and Wheeler	July 16, 1974
2	21	Motions	October 18, 1974
2	22	Opposition to 10/18/74 Motion	November 11, 1974
2	23	Amicus Curiae Brief of Missouri Coalition for Public Education and Religious Liberty	1974
3	1	U.S. District Court Conference	February 3, 1975
3	2	Appellant's Brief	February, 1975
3	3-4	Transcript on Appeal	March 3-4, 1975 (filed April 21, 1975)
3	5	Correspondence and Related Documents	1975, June-July
3	6	Collinson Order	August 14, 1975
3	7	Correspondence and Related Documents	August, 1975
3	8	DESE Brief in Opposition to Stay, U.S. Court of Appeals	September 2, 1975
3	9	Correspondence and Related Documents	September, 1975
3	10	U.S. Court of Appeals Appendix	September, 1975
3	11	Correspondence and Related Documents	October-December, 1975
3	12	Brief of Appellants (Appeals)	October 2, 1975
3	13	Brief of Appellees/State Brief (Appeals)	November 3, 1975
3	14	Brief Report and Chronological Listing on Barrera Case	November 12, 1975
3	15	75-1667 Brief of Appellees	1975
3	16	75-1667 Brief of Appellants	1975
3	17	75-1667 Reply Brief of Appellants	1975
4	1	Correspondence and Related Documents	January-February, 1976
4	2	U.S. Court of Appeals Opinion	March 11, 1976
4	3	Amicus Curiae Brief of the Missouri Coalition for Public Education and Religious Liberty	March 12, 1976
4	4	Correspondence and Related Documents	March-May, 1976

Box	Folder	Contents	Date
4	5	National Adv. Council on Education of the Disadvantaged T. H. Bell-Revision of State Plan Barrera Case (Letter to Digman)	June-August, 1976
4	6	Correspondence and Related Documents	June-September, 1976
4	7	Appeal from the Circuit Court of Jackson County	December 30, 1976
4	8	Correspondence and Related Documents	January, 1977
4	9	Correspondence and Related Documents	February, 1977
4	10	Correspondence and Related Documents	March, 1977
4	11	Correspondence and Related Documents	April-May, 1977
4	12	Letter from USCE Re: Barrera and MO Plan	May 25, 1977
4	13	Correspondence and Related Documents	June, 1977
4	14	Correspondence and Related Documents	July, 1977
4	15	Correspondence	October, 1977
4	16	Correspondence	May, 1978
5	1	Opinion No. 26: Brusca and Barrera Binder: Communication with Attorney General Tab	1964-1970
5	2	Opinion No. 26: Brusca and Barrera Binder: Bartlett-Rep. Hill Tab	1965-1970
5	3	Opinion No. 26: Brusca and Barrera Binder: Mr. Rava Tab	1970
5	4	Opinion No. 26: Brusca and Barrera Binder: Attorney Gernal No. 26 Tab	1967-1970
5	5	Opinion No. 26: Brusca and Barrera Binder: Department Material Tab	1965-1970
5	6	Opinion No. 26: Brusca and Barrera Binder: Missouri Supreme Court Decision Tab	1966
5	7	Opinion No. 26: Brusca and Barrera Binder: Board Minutes Tab	1969-1970
5	8	Opinion No. 26: Brusca and Barrera Binder: Horace Mann League Tab	1970

Box	Folder	Contents	Date
5	9	Opinion No. 26: Brusca and Barrera Binder: Wamble Tab (Hugh Wamble, Midwestern Baptist Theological Seminary)	1970
5	10	Opinion No. 26: Brusca and Barrera Binder: Catholic Conference Tab	1970
5	11	Opinion No. 26: Brusca and Barrera Binder: Lack of Liability Tab	1970
5	12	Opinion No. 26: Brusca and Barrera Binder: Mr. Lamkin Tab	1970
5	13	Correspondence	1952
5	14	Correspondence	January-July, 1970
5	15	Correspondence	August-September, 1970
5	16	Correspondence	1971
5	17	Correspondence	1972
5	18	Correspondence	1973
5	19	Correspondence	January-July, 1974
6	1	Correspondence	August-October, 1974
6	2	Correspondence	November-December, 1974
6	3	Correspondence	January, 1975
6	4	Correspondence	April, 1975
6	5	Correspondence	May, 1975
6	6	Correspondence	June-August, 1975
6	7	Correspondence	September, 1975
6	8	Correspondence	October-December, 1975
6	9	Correspondence	1976