MEMORANDUM

TO: The Assistant Secretary  
Office of Management

FROM: The Secretary

SUBJECT: Delegation of Authority

I. DELEGATION

Under the authority vested in me by Section 412 of the Department of Education Organization Act (P.L. 96-88), 20 U.S.C. 3472, I hereby delegate to you, to your successor in function, and to anyone serving for you in an acting capacity:


B. The authority for enforcement of nondiscrimination on the basis of disability in programs or activities conducted by the Department, in compliance with 29 U.S.C. 794 and 34 C.F.R. Part 105, including the authority for making determinations in appeals under 34 C.F.R. Part 105.

Unless otherwise specified in future delegations of authority, amendments to the authorities delegated herein are included within the scope of this delegation.

II. RESERVATIONS

Unless otherwise noted in existing or future delegations of authority, the following are not delegated.

A. the authority to sign certain Federal Register notices; and

B. the authority to approve the Department’s affirmative employment plans.
III. **REDELEGATION**

This authority may be redelegated, except that you may not redelegate the authority to issue final decisions that may have significant monetary consequences or approve or sign settlement agreements that include monetary provisions.

IV. **CERTIFICATION AND EFFECTIVE DATE**

This delegation is effective upon certification of the Department’s Delegations Control Officer and supersedes delegation control EA/EM/237. I hereby ratify actions within the scope of this delegation taken by you prior to certification of this delegation.

/s/ Rod Paige

OGC Clearance By: /s/ Pamela Gault
Date: 05/31/2002

Certified on: 06/06/2002
By Departmental Delegations Control Officer: /s/ Naty G. Beetle
Control No. EA/EM/271