



THE SECRETARY OF EDUCATION
WASHINGTON, DC 20202

MEMORANDUM

TO: Chief Operating Officer
Federal Student Aid

FROM: The Secretary

SUBJECT: Delegation of Authority to Perform Functions Relating to the Disclosures
of Foreign Gifts and Contracts Pursuant to 20 U.S.C. § 1011f

I. DELEGATION

By the authority vested in me by section 412 of the Department of Education Organization Act, 20 U.S.C. § 3472, I delegate to you, to your successor in function, and to anyone serving for you in an acting capacity, the authority to oversee and ensure compliance, and, if necessary, to make recommendations to the Secretary for civil action, as provided in section 117 of the Higher Education Act of 1965 (20 U.S.C. § 1011f), as amended, regarding disclosures of gifts from and contracts with foreign sources by institutions of higher education. This authority permits you to implement the reporting of foreign gifts to and foreign contracts with and foreign ownership or control of institutions of higher education, to make disclosure reports available for public inspection, and to enter into and perform agreements with Federal agencies and other entities outside of the Department as necessary or appropriate to carry out these functions.

II. RESERVATIONS

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

- A. The authority to submit to the Attorney General of the United States a request to bring a civil action, in an appropriate district court of the United States, or the appropriate United States court of any territory or other place subject to the jurisdiction of the United States, to request such court to compel compliance with the requirements of 20 U.S.C. § 1011f; and
- B. The authority to promulgate regulations to carry out the requirements of 20 U.S.C. § 1011f.

III. REDELEGATION

Subject to applicable provisions of law, you may redelegate any of the authorities delegated to you and may authorize further redelegation. All redelegations must be prepared in accordance with the Administrative Communications Systems directive, ACSD-OFO-015, Delegations of Authority.

IV. CERTIFICATION AND EFFECTIVE DATE

This delegation is effective upon certification by the Department's Principal Delegations Control Officer and supersedes any conflicting provisions in delegation EA/EP/357, OPE Primary Delegation of Programmatic Authority Under the Higher Education Act of 1965, As Amended, certified on April 25, 2012.

I hereby ratify actions within the scope of this delegation taken by you prior to the date of certification.

_____/s_____
Miguel A. Cardona, Ed.D.
U.S. Secretary of Education

OGC Clearance and Date: Jill Siegelbaum; 10/13/23
Control Number: EA/EN109
Departmental Delegations Control Officer: Jim Clemmens
Certification Date: 10/13/2023