



THE SECRETARY OF EDUCATION
WASHINGTON, DC 20202

MEMORANDUM

TO: The Chief Operating Officer
Federal Student Aid

THROUGH: The Under Secretary

FROM: The Secretary

SUBJECT: Delegation of Programmatic Authority

I. DELEGATION

By the authority vested in me by sections 202 and 412 of the Department of Education Organization Act, 20 U.S.C. § 3412 and § 3472, I hereby delegate to you, to your successor in function, and to anyone serving for you in an acting capacity or delegated to perform the functions and duties of your position the programmatic authorities described in the attached appendix. This authority permits you to award formula grants within your programmatic authority and to enter into agreements within your programmatic authority with entities outside the Department. This includes, for example, the authority to enter into agreements with other Federal agencies, lenders, guaranty agencies, and educational institutions.

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

II. RESERVATIONS

- A. Unless otherwise noted in existing or future delegations of authority, the following are not delegated:
1. The authority to sign certain documents for publication in the Federal Register;
 2. The authority to appoint members of advisory councils and fix compensation;
 3. Unless otherwise provided by law, the authority to submit reports to Congress or the President;
 4. The authority under section of 205 of the Department of Education Organization Act, 20 U.S.C. § 3415, to serve as the principal adviser to the Secretary on matters affecting public and private postsecondary education, which is reserved to the Assistant Secretary for Postsecondary Education; and

5. The authority under Title IV, Part H, Subpart 2, Section 496, of the Higher Education Act of 1965, as amended (20 U.S.C. §1099b) relating to recognition of accrediting agencies or associations, which is reserved to the Assistant Secretary for Postsecondary Education.

B. The following is delegated subject to the specified restriction:

1. The issuance of administrative subpoenas under Section 490A in Title IV, Part G, of the Higher Education Act, 20 U.S.C. § 1097a, as amended, is subject to concurrence from the Office of the General Counsel.

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, OM:1-102, Delegations of Authority.

IV. CERTIFICATION AND EFFECTIVE DATE

This delegation is effective upon certification by the Department's Principal Delegations Control Officer and supersedes all previous redelegations of these authorities.

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.

OGC Concurrence: Tracey Sasser on May 4, 2021
Date Certified: May 4, 2021
Delegations Control Officer: Jim Clemmens
DOA: EA/EN/96

Delegations of Programmatic Authority - Appendix

<u>Statute</u>	<u>Description of Authority</u>
HEA, Title IV	Student Assistance
Part A	Grants to Students at Institutions of Higher Education
Subpart 1	Federal Pell Grants, Academic Competitiveness Grants, National Science and Mathematics Access to Retain Talent Grants
Subpart 3	Federal Supplemental Educational Opportunity Grants
Subpart 4	Leveraging Educational Assistance Partnership Program
Subpart 9	Teacher Education Assistance for College and Higher Education Grants
Part B	Federal Family Education Loan program
Part C	Federal Work-Study Programs
Part D	William D. Ford Federal Direct Loan Program
Part E	Federal Perkins Loans
Part F	Need Analysis
Part G	General Provisions Relating to Student Assistance Programs
Part H	Program Integrity (except Subpart 2, Section 496 (20 U.S.C. §1099b))
42 U.S.C. § 292 et seq.	Health Education Assistance Loans