

MEMORANDUM

TO: The Assistant Secretary for Career, Technical, and Adult Education
FROM: The Secretary
SUBJECT: Delegation of Programmatic Authority

I. DELEGATION OF AUTHORITY

Under the authority vested in me by section 412 of the Department of Education Organization Act, as amended, 20 U.S.C. §3472, I hereby delegate to you, your successor in function, or anyone serving for you in an acting capacity or delegated the authority to perform the functions and duties of your position, the programmatic authorities described in the attached appendix.

Unless otherwise noted in future delegations of authority, amendments to the authorities delegated herein are included in 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 documents for publication in the Federal Register other than those documents designated in the delegation of authority to sign Federal Register documents to Principal Officers, EA/GEN/12, certified on June 15, 2006, as amended;~~
2. the authority to appoint members of advisory councils and fix compensation; and
3. unless otherwise provided by law or by this delegation, the authority to submit reports to Congress or the President.

B. Unless otherwise noted in existing or future delegations of authority, the following may not be exercised without prior approval by the Under Secretary of the content of the information to be transmitted:

the authority to carry out the information dissemination functions described by section 113(b)(3)(C)(iv) of the Carl D. Perkins Career and Technical Education Act of 2006 (Pub. L. 109-270) as amended by the Strengthening Career and Technical Education for the 21st Century Act (Pub. L. 115-224 (20 U.S.C. §2301 et seq.)), and by section 116(d)(6)(D) of the Workforce Innovation and Opportunity Act (WIOA) (Pub. L. 113-128 (29 U.S.C. §3101 et seq.)).

III. REDELEGATION

Unless otherwise noted in future delegations of authority, the following may not be redelegated: the authority to carry out the information dissemination functions described by section Section 113(b)(3)(C)(iv) of the Carl D. Perkins Career and Technical Education Act of 2006 (Pub. L. 109-270) as amended by the Strengthening Career and Technical Education for the 21st Century Act (Pub. L. 115-224 (20 U.S.C. §2301 et seq.)), and by section 116(d)(6)(D) of the Workforce Innovation and Opportunity Act (WIOA) (Pub. L. 113-128 (29 U.S.C. §3101 et seq.)).

Subject to applicable provisions of law, and unless otherwise noted, you may redelegate any of the other authorities delegated to you and may authorize further redelegation. All redelegations must be prepared in accordance with the Administrative Communications System directive, OM:1-102: Delegations of Authority, dated August 26, 2016.

IV. CERTIFICATION AND EFFECTIVE DATE

This delegation is effective upon certification by the Departmental Delegations Control Officer. This delegation supersedes delegation EA/EV/90 certified on May 11, 2009, EA/EV/90A certified on August 10, 2010, and EA/EV/50 certified on July 13, 1995.

I hereby ratify actions within the scope of this delegation taken by you, your predecessors in function, and anyone serving in an acting capacity for you or your predecessors prior to the date of certification.

_____/S_____
Betsy DeVos

OGC Clearance: Debbie Friendly, 12/3/2019

Certified Date: 12/11/2019
Departmental Delegations Control Officer: Jim Clemmens
Control Number: EA/EV/98

Office of Career, Technical, and Adult Education

Delegation of Authority

APPENDIX

	<u>STATUTE</u>	<u>DESCRIPTION OF DELEGATED AUTHORITY</u>
A.	Sections 70904 and 70909 of the Federal Charter to the Future Farmers of America (FFA), as amended by National FFA Organization’s Federal Charter Amendments Act (Pub. L. 116-7) (36 U.S.C. §§70904 and 70909)	Duties of the Secretary of Education with respect to the National FFA and the relationship of the National FFA with the Department
B.	Carl D. Perkins Career and Technical Education Act of 2006 (Pub. L. 109-270), as amended by the Strengthening Career and Technical Education for the 21st Century Act (Pub. L. 115-224) (20 U.S.C. §2301 <i>et seq.</i>)	Carl D. Perkins Career and Technical Education Act of 2006 (Pub. L. 109-270), as amended by the Strengthening Career and Technical Education for the 21st Century Act (Pub. L. 115-224)
C.	Adult Education and Family Literacy Act, Title II of the Workforce Innovation and Opportunity Act (WIOA) (Pub. L. 113–128) (29 U.S.C. §§3271-3333)	Adult Education and Family Literacy Act, Title II of WIOA
D.	Sections 102 and 103 of the Workforce Innovation and Opportunity Act (WIOA) (Pub. L. 113–128) (29 U.S.C. §§3112 and 3113)	Responsibilities of the Secretary with respect to the approval of WIOA Unified and Combined State Plans
E.	Sections 116 and 212 of the Workforce Innovation and Opportunity Act (WIOA) (Pub. L. 113–128) (29 U.S.C. §3141 and 29 U.S.C. §3292)	Responsibilities of the Secretary with respect to performance accountability under WIOA

F.	Section 121 of the Workforce Innovation and Opportunity Act (WIOA) (Pub. L. 113–128) (29 U.S.C. §3151)	Responsibilities of the Secretary with respect to the one-stop delivery system under WIOA
G.	Section 202(i) of the Department of Education Organization Act, as amended (Pub. L. 96–88, as amended) (20 U.S.C. §3412(i))	Coordination with respect to the Liaison for Community and Junior Colleges
H.	Section 212 of the Department of Education Organization Act, as amended (Pub. L. 96-88, as amended) (20 U.S.C. §3423a)	Responsibilities of the Secretary for the coordination and support of all correctional education programs within the Department of Education, including Programs for Corrections Education and Other Institutionalized Individuals under section 225 of the Adult Education and Family Literacy Act, Title II of WIOA
I.	Section 214 of the Appalachian Regional Development Act of 1965, as amended by Pub. L. 105-178, Supplements to Federal Grant-in-Aid Programs (Carl D. Perkins Career and Technical Education Act of 2006) (40 U.S.C. §14507)	Responsibilities to approve and/or administer Supplements to Federal Grant-in-Aid Programs as related to Title I of the Carl D. Perkins Career and Technical Education Act
J.	Sections 3404(b) and 3406 of the Indian Employment, Training, and Related Services Consolidation Act of 2017 (Pub. L. 115-93) (25 U.S.C. §3401 <i>et seq.</i>)	Responsibilities to cooperate with the Secretary of Interior regarding the Secretary of Interior’s authority to approve or disapprove a 477 plan submitted by an Indian tribe or tribal organization under 25 U.S.C. §3407, to determine ED program eligibility, and to consult with the Secretary of Interior regarding those Department of Education programs over which the Assistant Secretary has authority, which are identified in the 477 plan; responsibilities to review and then approve or deny requests for waivers of any applicable statutory, regulatory, or administrative requirement, regulation, policy, or procedure promulgated by the

		Department and over which the Assistant Secretary has authority that are submitted in a 477 plan.
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