



UNITED STATES DEPARTMENT OF EDUCATION

THE SECRETARY

MEMORANDUM

TO: The Inspector General

FROM: The Secretary

SUBJECT: Freedom of Information Act, 5 U.S.C. § 552, Requests for Records of the Office of Inspector General

I. DELEGATION

By the authority vested in me by section 412 of the Department of Education Organization Act, 20 U.S.C. § 3472, and in accordance with the Inspector General Act of 1978, 5 U.S.C. app. 3, as amended, I hereby delegate to you, or anyone serving for you in an acting capacity, the exclusive authority to administer the Department's responsibilities under the Freedom of Information Act (FOIA), 5 U.S.C. § 552, as amended, for documents maintained in the Office of the Inspector General (OIG). This includes:

- A. The authority to deny the release of documents, or portions of documents, to the extent that such denial is consistent with the FOIA, Departmental Regulations, and Executive Orders;
- B. The authority to issue decisions on administrative appeals of denials of requests for records to the extent that such decisions are consistent with the FOIA, Departmental Regulations, and Executive Orders; and
- C. The authority to charge fees to requesters of documents maintained in the OIG, consistent with the FOIA, Departmental Regulations, and Executive Orders.

Unless otherwise noted in future delegations of authority, amendments to the existing 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. Authority to waive or reduce all or part of any fee is reserved to the Headquarters Designated Denial Officer; and
- B. Authority to submit reports to Congress or the President unless otherwise provided by law is reserved to the Secretary.

III. REDELEGATION

You may redelegate the authority delegated to you, and may authorize further re delegation.

IV. CERTIFICATION AND EFFECTIVE DATE

This delegation is effective upon certification by the Department's Principal Delegations Control Officer. It supersedes delegation EA/EF/192.

-S-

Arne Duncan

OGC Clearance and Date: Deborah Friendly, May 5, 2011

Certified Date: May 10, 2011

Departmental Delegations Control Officer: Bruce Monblatt

Control Number: EA/EF/193