

UNITED STATES DEPARTMENT OF EDUCATION THE SECRETARY

MEMORANDUM

- TO: Director Institute of Education Sciences
- FROM: The Secretary

SUBJECT: Delegation of Authority

I. <u>DELEGATION</u>

By the authority vested in me by section 412 of the Department of Education Organization Act, 20 U.S.C. § 3472, and sections 113 and 114 of the Education Sciences Reform Act of 2002, 20 U.S.C. § 9513, Pub. L. No. 107-279, as amended (ESRA), I hereby delegate to you, your successor in function, and anyone serving for you in an acting capacity, the programmatic authorities described in the attached appendix.

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

II. <u>RESERVATIONS</u>

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

- A. The authority to sign documents for publication in the <u>Federal Register</u> other than those documents designated in the blanket delegation of authority to sign <u>Federal Register</u> documents issued to Principal Officers, EA/GEN/4;
- B. The authority to appoint, and fix compensation of, members of advisory councils; and
- C. Unless otherwise provided by law, the authority to submit reports to Congress or the President.

III. <u>REDELEGATIONS</u>

Subject to applicable provisions of law, and unless otherwise noted in a delegation, 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 System directive, OM:1-102, Delegations of Authority, issued on July 26, 2005.

IV. <u>CERTIFICATION AND EFFECTIVE DATE</u>

This delegation is effective upon certification by the Department's Principal Delegations Control Officer and it supersedes all previous delegations of this authority.

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

/s/ Margaret Spellings

OGC Clearance and Date: /s/ David Berthiaume, 1/4/2006

Certified Date: 1/18/2006

Departmental Delegations Control Officer: /s/ Naty G. Beetle

Control Number: EA/ER/5

Attachment

Page 3 - Delegation of Authority

Page 4 - Delegation of Authority

Institute of Education Sciences Delegation of Authority Appendix

ESRA – Education Sciences Reform Act of 2002, as amended ETAA – Educational Technical Assistance Act of 2002 IDEA – Individuals with Disabilities Education Act NAEPAA – National Assessment of Educational Progress Authorization Act ESEA – Elementary and Secondary Education Act of 1965, as amended

Statute	Description of Delegated Authority
Parts A, B, and D of the ESRA	Authority for research, development, and dissemination programs
Part C of the ESRA	Authority for education statistics
Part E of the ESRA	Authority for research in special education
Section 116 of the ESRA	National Board for Education Sciences
Section 174 of the ESRA	Authority for regional educational laboratories
Section 208 of the EETA	Statewide data systems
Section 664 of the IDEA	Special education studies and evaluation
Section 303 of the NEAPAA	National assessment of education progress
Section 5464(d) of the ESEA	National Research Center for the Education of Gifted and Talented Children and Youth
Title I, Part E, of the ESEA	National Assessment of Title I, Title I Evaluation and Demonstrations