



**UNITED STATES DEPARTMENT OF EDUCATION  
OFFICE OF THE SECRETARY**

**MEMORANDUM**

TO: The Assistant Secretary for Management

FROM: The Secretary

SUBJECT: Primary Delegation of Authority

**I. DELEGATION**

Under the authority vested in me by section 412 of the Department of Education Organization Act (P.L. 96-88), 20 U.S.C. 3472, I hereby delegate to you, to your successor in function, and to anyone serving for you in an acting capacity, the authority to perform Department administrative and management functions that have not otherwise been delegated, including but not limited to human capital and human resources management, labor relations, training and development, organizational approval, facilities management, engineering, security, administrative services, health and safety, and informal dispute resolution. You are also responsible for the Office of Hearings and Appeals and for administering the Department's responsibilities under section 550(c) of the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C. 550(c)).

Unless otherwise specified in future delegations of authority, legislative amendments to the 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. the authority to sign Federal Register notices;
- B. the authority to award contracts and discretionary grants;

- C. the authority to appoint, and fix compensation of, members of advisory councils; and
- D. unless otherwise provided by law, the authority to submit reports to Congress or the President.

III. REDELEGATION

You may redelegate the authorities delegated to you and may authorize further redelegations.

IV. CERTIFICATION AND EFFECTIVE DATE

This delegation is effective upon certification of the Department's Delegations Control Officer and supersedes delegation EA/EM/270. I hereby ratify actions within the scope of this delegation taken by you prior to certification of this delegation.

\_\_\_\_\_/s/\_\_\_\_\_  
Margaret Spellings

OGC Clearance and Date: /s/ David Berthiaume, 4/28/2006

Certified Date: 5/9/2006

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

Control Number: EA/EM/310