

UNITED STATES DEPARTMENT OF EDUCATION  
Office of the Secretary

TO: The Assistant Secretary  
Office of Elementary and Secondary Education

FROM: The Secretary

SUBJECT: Amendment No. 2 to Delegation of Programmatic Authority

I. DELEGATION OF AUTHORITY

Under the authority vested in me by section 412 of the Department of Education Organization Act, 20 U.S.C. §3472, I hereby amend delegation EA/ES/87 certified on February 3, 2012, as amended by delegation EA/ES/94 certified on November 7, 2014, in order to delegate to you, your successor in function, and 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.

Unless otherwise noted in future delegations of authority, 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 documents for publication in the Federal Register other than those documents designated in the blanket delegation of authority to sign Federal Register documents issued to Principal Officers, EA/GEN/12, certified on June 15, 2006;
- B. the authority to appoint members of advisory councils and fix compensation; and
- C. unless otherwise provided by law, the authority to submit reports to Congress or the President.

III. REDELEGATION

Subject to applicable provisions of law, and unless otherwise noted, you may redelegate any of the authorities delegated to you, and may authorize further re delegation. All re delegations must be prepared in accordance with the Administrative Communications System directive, OM: 1-102: Delegations of Authority, dated July 29, 2008.

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*The Department of Education's mission is to promote student achievement and preparation for global competitiveness by fostering educational excellence and ensuring equal access.*

IV. CERTIFICATION AND EFFECTIVE DATE

This delegation is effective upon certification by the Department's Principal Delegations Control Officer.

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

\_\_\_\_\_/s\_\_\_\_\_  
Betsy DeVos

OGC Clearance and Date:09/05/2017 (D. Friendly)  
DDCO: Jim Clemmens  
Date: 09/19/2017  
DOA #: EA/ES/97  
Attachments

Office of Elementary and Secondary Education  
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V. APPENDIX

The following chart lists the authority delegated to the Office of Elementary and Secondary Education to administer programs authorized under the Elementary and Secondary Education Act of 1965 (ESEA), as amended by the Every Student Succeeds Act (ESSA); the McKinney-Vento Homeless Assistance Act of 1987 (MVHAA), as amended by ESSA; the Education Flexibility Partnership Act of 1999, as amended by ESSA; and section 9212 of ESSA.

<u>Statute</u>	<u>Description of Delegated Authority</u>
Title I, section 1003 of the ESEA (20 U.S.C. 6303)	School Improvement
Title I, section 1003A of the ESEA (20 U.S.C. 6303b)	Direct Student Services
Title I, Part A of the ESEA (20 U.S.C. 6311 et seq.)	Improving Basic Programs Operated by Local Educational Agencies
Title I, Part B, of the ESEA (20 U.S.C. 6361-6364)	State Assessment Grants
Title I, Part C of the ESEA (20 U.S.C. 6391 et seq.)	Education of Migratory Children
Title I, Part D of the ESEA (20 U.S.C. 6421 et seq.)	Prevention and Intervention Programs for Children and Youth Who Are Neglected, Delinquent, or At-Risk
Title I, Part E of the ESEA (20 U.S.C. 6491)	Flexibility for equitable per-pupil funding
Title I, Part F of the ESEA (20 U.S.C. 6571 et seq.)	General Provisions
Title II, Part A of the ESEA (20 U.S.C. 6611 et seq.)	Supporting Effective Instruction
Title II, Part B, Subpart 2 of the ESEA (20 U.S.C. 6641 et seq.)	Literacy Education for All, Results for the Nation
Title II, Part C of the ESEA (20 U.S.C. 6691 et seq.)	General Provisions
Title III, Part A, Subpart 1, except for section 3112, and Subpart 2, except for section 3122(b), of the ESEA (20 U.S.C. 6821 et seq.)	English Language Acquisition, Language Enhancement, and Academic Achievement Act (Formula Grants to States)
Title IV, Part A of the ESEA (20 U.S.C. 7111 et seq.)	Student Support and Academic Enrichment Grants
Title IV, Part B of the ESEA (20 U.S.C. 7171 et seq.)	21st Century Community Learning Centers
Title IV, Part F, Subpart 3, of the ESEA (20 U.S.C. 7281)	National Activities for School Safety
Title V, Part A of the ESEA (20 U.S.C. 7305 et seq.)	Funding Transferability for State and Local Educational Agencies
Title V, Part B of the ESEA (20 U.S.C. 7341 et seq.)	Rural Education Initiative
Title VI, Part A of the ESEA (20 U.S.C. 7401-7492)	Indian Education

<u>Statute</u>	<u>Description of Delegated Authority</u>
Title VI, Part B of the ESEA (20 U.S.C. 7511 et seq.)	Native Hawaiian Education
Title VI, Part C of the ESEA (20 U.S.C. 7541 et seq.)	Alaska Native Education
Title VII of the ESEA (20 U.S.C. 7701 et seq.)	Impact Aid
Title VIII of the ESEA (20 U.S.C. 7801 et seq.), to the extent that the provisions are applicable to programs otherwise delegated to OESE.	General Provisions
Education Flexibility Partnership Act of 1999 (20 U.S.C. 5891 et seq.)	Education Flexibility Partnership Act
Title VII, Subtitle B of the MVHAA (42 U.S.C. 11431 et seq.)	Education for Homeless Children and Youth
Title IX, Part B, section 9212 of ESSA (Pub. L. 114-95)	Preschool Development Grants