

§ 2.80 Administrator, Animal and Plant Health Inspection Service.

(a) *Delegations.* Pursuant to § 2.22(a)(2) and (a)(6) through (a)(9), and subject to reservations in § 2.22(b)(2), the following delegations of authority are made by the Under Secretary for Marketing and Regulatory Programs to the Administrator, Animal and Plant Health Inspection Service: Exercise functions of the Secretary of Agriculture under the following authorities:

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(52) Animal Health Protection Act (7 U.S.C. 8301–8317).

(53) Section 10504 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8318).

(54) Title V of the Agricultural Risk Protection Act of 2000 (7 U.S.C. 2279e and 2279f).

(55) The responsibilities of the United States related to activities of the Office International des Epizooties.

(56) Public Health Security and Bioterrorism Preparedness and Response Act of 2002 (Title II, Subtitles B and C; of the Public Health Security and Bioterrorism Preparedness Response Act of 2002 (7 U.S.C. 8401 note, 8401, 8411)).

(b) *Reservation.* The following authority is reserved to the Under Secretary for Marketing and Regulatory Programs: The authority to make determinations under 35 U.S.C. 156 as to whether an applicant acted with due diligence.

Subpart O—Delegations of Authority by the Assistant Secretary for Congressional Relations

■ 35. Remove in § 2.85 paragraphs (a)(7) and (a)(8).

Subpart P—Delegations of Authority by the Assistant Secretary for Administration

■ 36. Amend § 2.90 to revise the introductory text of paragraph (a) and to remove and reserve paragraph (a)(2) and revise paragraph (a)(8) to read as follows:

§ 2.90 Director, Office of Outreach.

(a) *Delegations.* Pursuant to § 2.24(a)(4), the following delegations of authority are made by the Assistant Secretary for Administration to the Director, Office of Outreach:

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(2) [Removed and reserved]

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(8) Establish requirements and procedures for reporting agency outreach status and accomplishments, including Departmental reporting under the Outreach and Assistance for Socially

Disadvantaged Farmers and Ranchers Program (7 U.S.C. 2279).

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■ 37. Amend § 2.91 to revise the introductory text of paragraph (a), revise paragraph (a)(1), and add paragraphs (a)(7) and (a)(8) to read as follows:

§ 2.91 Director, Office of Operations.

(a) *Delegations.* Pursuant to § 2.24(a)(5) and (a)(9), the following delegations of authority are made by the Assistant Secretary for Administration to the Director, Office of Operations:

(1) Provide services for Department headquarters in the Washington, DC metropolitan area and at emergency relocation sites and certain critical facilities specified by the Assistant Secretary for Administration in the following areas:

(i) Acquiring, leasing, utilizing, constructing, maintaining, and disposing of real and personal property, including control of space assignments.

(ii) Acquiring, storing, distributing, and disposing of forms.

(iii) Mail management and all related functions.

(iv) Occupational health services and related functions.

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(7) *Related to compliance with environmental laws.* Take action pursuant to Executive Order 12088, 3 CFR, 1978 Comp., p. 243, to comply with environmental pollution control laws with respect to facilities and activities under his or her authority, including, but not limited to, entering into inter-agency agreements, administrative consent orders, consent judgments, or other agreements with the appropriate Federal, State, interstate, or local agencies to achieve and maintain compliance with applicable pollution control standards.

(8) Manage the Department Emergency Operations Center and alternate facilities.

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■ 38. Amend § 2.92 as follows:

■ a. Revise the introductory text of paragraph (a),

■ b. Revise paragraphs (a)(7), (a)(9)(xii), and (a)(9)(xiii),

■ c. Remove and reserve paragraph (a)(10)(xx), and

■ d. Add paragraphs (a)(24), (a)(25), and (a)(26) to read as follows:

§ 2.92 Director, Office of Human Resources Management

(a) *Delegations.* Pursuant to § 2.24 (a)(6) and (a)(12), and subject to reservations in § 2.24(b)(1), the following delegations of authority are made by the Assistant Secretary for

Administration to the Director, Office of Human Resources Management:

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(7) Authorize and make final decisions on adverse actions except in those cases where the Assistant Secretary for Administration or the Director, Office of Human Resources Management, has participated.

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(9) * * *

(xii) Authorize and make final decisions on adverse actions for positions in GS–1–15 or equivalent;

(xiii) Authorize and make final decisions on adverse actions for positions in the career Senior Executive Service or equivalent;

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(10) * * *

(xx) [Removed and reserved]

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(24) Oversee the Conflict Prevention and Resolution Center, the Director of which:

(i) Serves as the Department's Dispute Resolution Specialist under the Administrative Dispute Resolution Act of 1996, 5 U.S.C. 571, *et seq.*, and provides leadership, direction and coordination for the Department's conflict prevention and resolution activities;

(ii) Provides ADR services for:

(A) The Secretary of Agriculture.

(B) The general officers of the Department.

(C) The offices and agencies reporting to the Assistant Secretary for Administration.

(D) Any other officer or agency of the Department as may be agreed.

(iii) Develops and issues standards for mediators and other ADR neutrals utilized by the Department.

(iv) Coordinates ADR activities throughout the Department; and

(v) Monitors Agency ADR programs and reports at least annually to the Secretary on the Department's ADR activities.

(25) Formulate and issue Department policy, standards, rules, and regulations relating to the Senior Scientific Research Service (7 U.S.C. 7657).

(26) Redelegate, as appropriate, any authority delegated under this section to general officers of the Department and heads of Departmental agencies.

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■ 39. Amend § 2.93 as follows:

a. Revise the heading, the introductory text to paragraph (a), and paragraphs (a)(2)(i), (a)(11), (a)(12), (a)(17),

b. Remove and reserve paragraphs (a)(1)(vii), (a)(6), and (a)(9), and

c. Add paragraph (a)(18) to read as follows: