17.5 What is the Secretary’s obligation with respect to Federal interagency coordination?

17.6 What procedures apply to the selection of programs and activities under these regulations?

17.7 How does the Secretary communicate with state and local officials concerning the Department’s programs and activities?

17.8 How does the Secretary receive and respond to comments?

17.9 How does the Secretary provide states an opportunity to comment on proposed Federal financial assistance and direct Federal development?

17.10 How does the Secretary accommodate intergovernmental concerns?

17.11 What are the Secretary’s obligations in interstate situations?

17.12 How does the Secretary provide states the opportunity to comment on proposed Federal financial assistance and direct Federal development?

17.13 May the Secretary waive any provision of these regulations?

§ 17.6 What procedures apply to the selection of programs and activities under these regulations?


(b) These regulations are intended to foster an intergovernmental partnership and a strengthened Federalism by relying on state processes and on state, area, and local coordination for review of proposed Federal financial assistance and direct Federal development.

(c) These regulations are intended to aid the internal management of the Department, and are not intended to create any right or benefit enforceable at law by a party against the Department or its officers.

§ 17.5 What is the Secretary’s obligation with respect to Federal interagency coordination?

§ 17.6 What procedures apply to the selection of programs and activities under these regulations?

§ 17.7 How does the Secretary communicate with state and local officials concerning the Department’s programs and activities?

§ 17.8 How does the Secretary receive and respond to comments?

§ 17.9 How does the Secretary provide states an opportunity to comment on proposed Federal financial assistance and direct Federal development?

§ 17.10 How does the Secretary accommodate intergovernmental concerns?

§ 17.11 What are the Secretary’s obligations in interstate situations?

§ 17.12 How does the Secretary provide states the opportunity to comment on proposed Federal financial assistance and direct Federal development?

§ 17.13 May the Secretary waive any provision of these regulations?
§ 17.7 How does the Secretary communicate with state and local officials concerning the Department's programs and activities?

(a) For those programs and activities covered by a state process under §17.6, the Secretary, to the extent permitted by law:

(1) Uses the state process to determine views of state and local elected officials; and,

(2) Communicates with state and local elected officials, through the state process, as early in a program planning cycle as is reasonably feasible to explain specific plans and actions.

(b) The Secretary provides notice to directly affected state, areawide, regional, and local entities in a state of proposed Federal financial assistance or direct Federal development if:

(1) The state has not adopted a process under the Order; or

(2) The assistance or development involves a program or activity not selected for the state process.

This notice may be made by publication in the Federal Register or other appropriate means, which the Department in its discretion deems appropriate.

§ 17.8 How does the Secretary provide states an opportunity to comment on proposed Federal financial assistance and direct Federal development?

(a) Except in unusual circumstances, the Secretary gives state processes or state, areawide, regional and local officials and entities at least:

(1) [Reserved]

(2) 60 days from the date established by the Secretary to comment on proposed direct Federal development or Federal financial assistance.

(b) This section also applies to comments in cases in which the review, coordination, and communication with the Department have been delegated.

(c) Applicants for programs and activities subject to section 204 of the Demonstration Cities and Metropolitan Act shall allow areawide agencies a 60-day opportunity for review and comment.

§ 17.9 How does the Secretary receive and respond to comments?

(a) The Secretary follows the procedures in §17.10 if:

(1) A state office or official is designated to act as a single point of contact between a state process and all federal agencies, and

(2) That office or official transmits a state process recommendation for a program selected under §17.6.

(b)(1) The single point of contact is not obligated to transmit comments from state, areawide, regional or local officials and entities where there is no state process recommendation.

(2) If a state process recommendation is transmitted by a single point of contact, all comments from state, areawide, regional, and local officials and entities where there is no state process recommendation.

(c) If a state has not established a process, or is unable to submit a state process recommendation, state, areawide, regional and local officials and entities may submit comments to either the applicant or to the Department.

(d) If a program or activity is not selected for a state process, state, areawide, regional and local officials