

CRRPRs may also be found within such sources as general civil rights statutes, HUD Notices of Funding Availability (NOFAs), and Mortgage Letters. The subjects covered under CRRPRs include but are not limited to such topics as affirmative fair housing marketing, site and neighborhood standards, assurances or certifications of compliance with civil rights statutes, and monitoring recipient performance for compliance with civil rights requirements.

In the past, the Office of Fair Housing and Equal Opportunity, including the FHEO field staff, played a largely advisory role in regard to the impact of CRRPRs. In reviewing a HUD program application, the FHEO field staff would simply advise the HUD program staff in the field whether an applicant was in compliance with the CRRPRs. In the event of disagreement between the FHEO staff and program staff regarding the applicant's compliance with CRRPRs, the Regional Administrator or Area Manager for the particular office would make the final decision to resolve the issue.

Because the field reorganization has eliminated the positions of Regional Administrator and Area Manager, there is no one in the field offices to resolve such disagreements. Consequently, there is concern that compliance with CRRPRs will not be adequately considered. However, the Secretary has concluded that it is most important that HUD program funds and other benefits are given to applicants who comply with civil rights related program requirements of HUD programs. This can be accomplished by giving additional specific authority to the Assistant Secretary for Fair Housing and Equal Opportunity, at Headquarters, and to each Director, Program Operations and Compliance Center, in the field, in determining the status of applicants for or recipients of federal financial assistance or other benefits with respect to civil rights related program requirements. Clearly, the function of the Office of FHEO is to ensure compliance with civil rights requirements. This responsibility is accomplished not only by having the Office of FHEO administer and enforce civil rights statutes such as the Fair Housing Act, but also by having the Office of FHEO participate in decision making regarding compliance with the civil rights component of each HUD program.

This change in no way relieves HUD program staff of their obligation to be attentive to civil rights concerns in the administration of HUD programs, as reflected in section D of this delegation. It is designed solely to assure that

serious FHEO issues are thoroughly considered before programmatic decisions are made.

This change also does not affect the rating process for competitive grant applications. The rating process often includes items of FHEO concern, such as commitments under section 3 of the Housing and Urban Development Act of 1968, or past experience in administering housing with inclusive racial and ethnic patterns. FHEO staff usually rate those criteria and provide the ratings to field program staff. Nothing in this delegation would allow FHEO to challenge the award of competitive assistance based on the program office's assessment of non-FHEO factors.

Accordingly, the Secretary delegates, and the Assistant Secretary for FHEO redelegates, authority as follows:

Section A. Authority Delegated

The Secretary of Housing and Urban Development delegates to the Assistant Secretary for Fair Housing and Equal Opportunity, the power and authority to determine whether an applicant for, or participant in, a HUD program is complying with the civil rights related program requirements (CRRPRs). CRRPRs are requirements of HUD programs relating to civil rights contained in laws and regulations pertaining to the particular program, general civil rights statutes, Notices of Funding Availability (NOFA's), Mortgage Letters or by other agreement between the Assistant Secretary for Fair Housing and Equal Opportunity and the Assistant Secretary who has been delegated authority over the particular program.

Section B. Authority Redelegated

The Assistant Secretary for Fair Housing and Equal Opportunity retains the authority delegated from the Secretary of Housing and Urban Development, pursuant to Section A., above, and redelegates it to each Director, Program Operations and Compliance Center, for the field office over which he or she has responsibility.

Section C. No Authority To Redelegate

The authority granted pursuant to Section B., above, may not be further redelegated pursuant to this delegation and redelegation.

Section D. Authority Excepted From Redelegation

In the event that the Director, Program Operations and Compliance Center, and the Field office program official who has been redelegated authority to make funding decisions are not able to agree

on the status of an applicant or participant with respect to a CRRPR, the matter shall be forwarded to Headquarters and the decision shall be made jointly by the Assistant Secretary for Fair Housing and Equal Opportunity and the Assistant Secretary who has been delegated authority over the particular program. In the event the two Assistant Secretaries are unable to agree, the matter shall be resolved by the Secretary.

Authority: Sec. 7(d), Department of Housing and Urban Development Act [42 U.S.C. 3535(d)].

Dated: March 8, 1995.

Roberta Achtenberg,

Assistant Secretary for Fair Housing and Equal Opportunity.

Henry G. Cisneros,

Secretary of Housing and Urban Development.

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Office of the Assistant Secretary for Community Planning and Development

[Docket No. D-95-1084; FR-3900-D-01]

Supersedure and Redelegation of Authority To Execute Legal Instruments Pertaining to Section 312 Rehabilitation Loans

AGENCY: Office of the Assistant Secretary for Community Planning and Development, HUD.

ACTION: Notice of supersedure and redelegation of authority.

SUMMARY: In this notice, the assistant Secretary for Community Planning and Development (CPD) supersedes prior redelegations of authority pertaining to the Section 312 Loan Program, including the most recent redelegation at 52 FR 10952, dated April 6, 1987. In this new redelegation of authority under the Section 312 Loan Program, the Assistant Secretary for CPD provides an additional official with signature authority, lists officials under new titles to reflect a recent Departmental reorganization, and clarifies which documents are covered by the redelegation.

EFFECTIVE DATE: March 10, 1995.

FOR FURTHER INFORMATION CONTACT: William D. Hanson, Office of Affordable Housing Program, Room 7168, Department of Housing and Urban Development, 451 Seventh Street SW., Washington, DC 20410, (202) 401-3271. [This is not a toll-free number.]

SUPPLEMENTARY INFORMATION: The Secretary of Housing and Urban

Development has delegated most functions regarding the Section 312 Rehabilitation Loan Program under Section 312 of the Housing Act of 1964 (42 USC 1452(b)) to the Assistant Secretary for CPD. The Assistant Secretary for CPD has previously issued notices re delegating functions under the Section 312 Loan Program, and is by this notice issuing a new updated re delegation.

The Secretary of HUD has also delegated certain functions pertaining to property management and disposition under the Section 312 Rehabilitation Loan Program to the Assistant Secretary for Housing — Federal Housing Commissioner. The most recent delegation to the Assistant Secretary for Housing — Federal Housing Commissioner was published in the **Federal Register** on January 16, 1992, at 49 CFR 1942. That delegation remains in effect today, and is not affected by this present re delegation from the Assistant Secretary for CPD.

Although the section 312 Rehabilitation Loan Program was terminated by Section 289 of the Cranston-Gonzalez Affordable housing Act of 1989 (42 USC 12839), the Section 312 loan collection functions continue under 12 USC 1701(g)-5c (authorizing Section 312 collections to be deposited into the Department's revolving fund for liquidating programs). In order to expedite property foreclosures and judgments against the Section 312 borrowers in default and to take other actions associated with the servicing of Section 312 loans, the Assistant Secretary for CPD has determined that it is necessary to issue an updated re delegation pertaining to Section 312 loans. In this new re delegation, the Assistant Secretary for CPD re delegates authority to additional individuals and provides clarification as to the legal instruments covered by the re delegation. In addition, in this document, the Assistant Secretary for CPD supersedes the prior re delegations pertaining to the Section 312 Loan Program at 52 FR 10952 (dated April 6, 1987), 51 FR 5412 (dated February 13, 1986), 50 FR 13667 (dated April 5, 1985) and 47 FR 33, 324 (dated August 2, 1982).

Accordingly, the Assistant Secretary for CPD re delegates authority as follows:

A. Authority Redelegated

The Deputy Assistant Secretary for Grant Programs, Office of Community Planning and Development; the Director, Office of Affordable Housing Programs; the Deputy Director, Office of Affordable Housing Programs; and the Affordable Housing Loan Specialist

appointed as Government Technical Representative to the Section 312 Loan Servicing Contract, Office of Affordable Housing Programs, are hereby individually re delegated the authority to execute in the name of the Secretary written instruments relating to Section 312 Rehabilitation Loans, including but not limited to: Deeds of release, quit claim deeds and deeds of reconveyance; substitutions of trustees; compromises; write-offs; close outs; releases related to insurance policies; assignments or satisfactions of notes, mortgages, deeds of trust and other security instruments; and any other legal instrument or document related to certain Section 312 loan-related property management and disposition functions that have not been delegated to the Assistant Secretary for Housing.

B. Authority Superseded

This re delegation supersedes previous re delegations of authority from the Assistant Secretary for CPD to execute legal instruments under the section 312 program, published at 47 FR 33324, August 2, 1982, 50 FR 13667, April 5, 1985; 51 FR 5412, February 13, 1986; and 52 FR 10952, April 6, 1987.

Authority: Sec. 312 of the Housing Act of 1964, 42 U.S.C. 1452b; 12 U.S.C. 1701g-5c; and section C, Delegation of Authority, 48 FR 49384, October 25, 1983; Section 7(d), Department of Housing and Urban Development Act, 42 U.S.C. Section 3535(d).

Dated: March 10, 1995

Andrew Cuomo,

Assistant Secretary for Community Planning and Development.

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[NV-930-1430-01; N-57973]

Notice of Realty Action; Nevada

AGENCY: Bureau of Land Management.

ACTION: Notice.

SUMMARY: The following land in Elko County, Nevada has been examined and identified as suitable for disposal by direct sale, under Section 203 and Section 209 of the Federal Land Policy and Management Act (FLPMA) of October 21, 1976 (43 U.S.C. 1713 and 1719) at no less than fair market value as determined by an appraisal:

Mount Diablo Meridian, Nevada

T. 35 N., R. 56 E.,

Sec. 30, lots 5, 13.

Comprising 17.34 acres, more or less.

The above described land is being offered as a direct sale to Walter W. Bear and Allie T. Bear. The land will not be offered for sale until at least 60 days after the date of publication of this notice in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Detailed information concerning this action is available for review at the Bureau of Land Management, Elko Resource Area, 3900 E. Idaho Street, Elko, Nevada.

SUPPLEMENTARY INFORMATION: The land has been identified as suitable for disposal by the Elko Resource Management Plan. The land is not needed for any resource program and is not suitable for management by the Bureau or another Federal department or agency. The proposal has been reviewed and approved by the Elko County Planning Commission.

The land is prospectively valuable for oil and gas. Therefore, the mineral estate, excluding oil and gas, will be conveyed simultaneously with the sale of the surface estate. Acceptance of the direct sale offer will constitute an application to purchase the mineral estate having no known value. A nonrefundable fee of \$50.00 will be required with the purchase money. Failure to submit the purchase money and the nonrefundable filing fee for the mineral estate within the time frame specified by the authorized officer will result in cancellation of the sale.

Upon publication of this Notice of Realty Action in the **Federal Register** the lands will be segregated from all forms of appropriation under the public land laws, including the mining laws, but not the mineral leasing laws or disposals pursuant to Sections 203 and 209 of FLPMA. The segregation shall terminate upon issuance of a patent or other document of conveyance, upon publication in the **Federal Register** of a Notice of Termination of Segregation, or 270 days from date of this publication, whichever occurs first.

The patent, when issued, will contain the following reservations to the United States:

1. A right-of-way thereon for ditches and canals constructed by the authority of the United States, Act of August 30, 1890, (43 U.S.C. 945).
2. Oil and gas.

And would be subject to:

Those rights for powerline purposes granted to Sierra Pacific Power Co., its successors or assigns, by right-of-way N-37156, pursuant to the Act of October 21, 1976 (43 U.S.C. 1761).

For a period of 45 days from the date of publication in the **Federal Register**, interested parties may submit comments