5. Authorize the sale of a HUD-owned residential care facility;
6. Approve a portfolio consisting of 10 or more facilities;
7. Approve change of ownership or operator for a portfolio of 10 or more facilities;
8. Approve a mortgage insurance commitment in excess of $50 million; and
9. Communicate a significant new policy or a significant change to
   established program policy.

Further redelegations. The Director, Office of Residential Care Facilities, may redelega
to, or withdraw from, any subordinate Division Director any of
the authority delegated to the Director under this notice. Division Directors
may further redelega to, or withdraw from, any designated officials within
their Divisions, any of the authority delegated to them.

C. Director and Deputy Director, Office of Architecture and Engineering

Authority is redelegated to take all
actions necessary to conduct the
construction functions for the hospital
mortgage insurance program, and, when
directed by the Deputy Assistant
Secretary or the Associate Deputy
Assistant Secretary for Healthcare
Programs, on a case-by-case basis, for
the residential care facility mortgage
insurance program.

The Director, Office of Architecture
and Engineering, may redelega to,
or withdraw from, any designated official
within that Office, any of the authority
devolved to the Director.

Section C. Authority Excepted

The authority delegated in Section A and redelegated in Section B, above,
does not include authority to issue or waive regulations.

Section D. Authority Superseded

These redelegations supersede all
prior delegations and redelegations with
respect to health-care facilities,
including, without limitation, those
published in the Federal Register on
October 12, 2006 (71 FR 60179) and
memoranda signed by the FHA
Commissioner and titled “Redelegations
for Sections 232 and 242 Programs,”
dated November 6, 2008, February 1,

The Assistant Secretary for Housing—
Federal Housing Commissioner, or the
General Deputy Assistant Secretary for
Housing—Federal Housing
Commissioner, or the Associate General
Deputy Assistant Secretary for Housing
may revoke the authority authorized
herein, in whole or part, at any time.

Notice of any revocation will be
published in the Federal Register.

Dated: June 5, 2012.
Carol J. Galante,
Acting Assistant Secretary for Housing—
Federal Housing Commissioner.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
[Docket No. FR–5557–D–07]

Delegations of Authority for the Office of the Housing—Federal Housing Administration (FHA), Redelegation of
Authority to the Deputy Assistant Secretary for Risk Management and
Regulatory Affairs

AGENCY: Office of the Assistant Secretary for Housing—Federal Housing Commissioner, HUD.

ACTION: Notice of redelegations of authority.

SUMMARY: Elsewhere in today’s Federal Register, HUD is publishing a
delegation of authority by the Secretary of HUD to the Assistant Secretary for
Housing—Federal Housing Commissioner, the General Deputy Assistant Secretary for Housing—
Deputy Federal Housing Commissioner, and the Associate General Deputy Assistant Secretary for Housing. This
notice redelegates certain authority delegated to the Assistant Secretary for
Housing—Federal Housing Commissioner (and to the other officials
noted above), to: the Deputy Assistant Secretary for Risk Management and
Regulatory Affairs, the Associate Deputy Assistant Secretary for Risk
Management and Regulatory Affairs, the Associate Deputy Assistant Secretary for Risk
Management and Assessment, and the Administrator of the Office of
Manufactured Housing Programs.

DATES: Effective Date: June 5, 2012.

FOR FURTHER INFORMATION CONTACT: Office of the General Deputy Assistant Secretary for Housing—
Federal Housing Commissioner, Department of Housing and Urban
Development, 451 Seventh Street SW.,
Room 9110, Washington, DC 20410–
8000, phone number 202–708–2601. (This is not a toll-free number.) Persons
with hearing or speech impairments may access this number through TTY by
calling the toll-free Federal Relay Service at 800–877–8339.

SUPPLEMENTARY INFORMATION: The Office of the Assistant Secretary for Housing—
Federal Housing Commissioner has undergone a reorganization since the
issuance of a consolidated delegation of
authority published in the Federal Register on October 12, 2006 (71 FR 60169). The reorganization created
a new Office of Risk Management and Regulatory Affairs in July 2010 to
address housing industry and consumer
issues, as well as to provide a
streamlined standardized response to
help stabilize and monitor the housing
market. The Office is described below.

This notice redelegates authority to the
Deputy Assistant Secretary for Risk
Management and Regulatory Affairs, the
Associate Deputy Assistant Secretary for Risk
Management and Regulatory Affairs, the
Associate Deputy Assistant Secretary for Risk
Management and Assessment, and the Administrator of the Office of
Manufactured Housing Programs.

Note that the Dodd-Frank Wall Street
Reform and Consumer Protection Act
(Pub. L. 111–203, approved July 21,
2010) transferred from the Department of
Housing and Urban Development to
the new Consumer Financial Protection
Bureau all functions of HUD to carry out
the Real Estate Settlement Procedures
Act (RESPA) of 1974, the Secure and
Fair Enforcement Act of 2008, and the Interstate
Land Sales (ILS) Full Disclosure Act; the
effective transfer date was July 21, 2011.

Today’s Notice includes redelegations
for functions authorized under these
acts, given that HUD may continue to
exercise residual responsibilities after
that date.

Section I. Deputy Assistant Secretary for Risk Management and Regulatory
Affairs Organization

Three Offices report to the Deputy
Assistant Secretary for Risk
Management and Regulatory Affairs:
The Office of Risk Management, the
Office of Evaluation, and the Office of
Manufactured Housing Programs. The
following is a brief summary of the
functions of these offices.

A. Office of Risk Management

The Office of Risk Management (ORM) assures that the Office
of Housing is equipped to identify and
manage credit and operational risk
across the enterprise and within each
Office within the Office of Housing. As
such, ORM works across the enterprise
and with program office staff to develop
and identify the requisite policies,
systems, and resources needed to
support the Office of Housing’s broader
goals of expanding affordable housing
and access to health-care facilities while
striving to maintain the respective FHA
insurance funds at or above prudent
thresholds. ORM deploys resources to
monitor, evaluate and ensure that risk mandates are accomplished.

B. Office of Evaluation

The Office of Evaluation assesses the financial impact of new or revised HUD/FHA programs and policies; new or proposed legislation; and/or new or proposed directives, studies or rules of the Office of Management and Budget (OMB), the Government Accountability Office (GAO) the Department of the Treasury (Treasury), or other agencies. The Office of Evaluation is responsible for actuarial analyses and cash-flow projections of the FHA insurance funds and evaluates relationships between current market conditions and FHA program goals and objectives. The Office of Evaluation estimates the financial impact of policy changes or external factors on FHA programs. In addition, that Office conducts a quarterly analyses of economic developments and ongoing actuarial analyses of FHA’s insurance funds.

C. Office of Manufactured Housing Programs

The Office of Manufactured Housing Programs regulates the design and construction of all manufactured housing in the United States and is responsible for ensuring that serious defects and imminent safety hazards noted in manufactured housing are tracked and corrected, pursuant to the National Manufactured Housing Construction and Safety Standards Act. That Office is responsible for, among other things, the administration of the Manufactured Housing Consensus Committee, a federal advisory committee; regulation and enforcement of the design and construction of manufactured homes according to Federal standards; the installation of manufactured homes according to the Model Installation Standards; the administration of the installation program; and the administration of the manufactured housing dispute resolution program.

In addition, the Office of Manufactured Housing Programs prescribes standards for design, construction, and alteration of structures for programs under the National Housing Act; approves or disapproves variances from the design and construction standards; evaluates and determines the technical suitability of housing products/materials; and issues engineering and technical bulletins governing the acceptability of housing system components, materials, and methods of contraction.

Section II. Risk Management—Authority Redelegated

A. General Authority

Authority is redelegated, in broad terms, to the Deputy Assistant Secretary for Risk Management and Regulatory Affairs, the Associate Deputy Assistant Secretary for Risk Management and Regulatory Affairs, and the Associate Deputy Assistant Secretary for Risk Management and Assessment to carry out, in concert with program offices, all risk management, analysis, and evaluation functions, including decisions and corrective measures related to risk assessment, risk management strategy, and risk governance policies.

B. Risk Management

The Deputy Assistant Secretary for Risk Management and Regulatory Affairs, Associate Deputy Assistant Secretary for Risk Management and Regulatory Affairs, and the Associate Deputy Assistant Secretary for Risk Management and Assessment are redelegated authority to take all actions necessary to conduct risk management and risk assessment activities including, but not limited to, the authority necessary to:

1. Recommend actions to support FHA’s ability to reduce risk exposure to its insurance funds while meeting its housing mission and operating in compliance with statutory capital requirements;

2. Promote transparency and comprehensive communication of FHA’s risk profile by establishing reporting metrics for key constituents, both internal and external, in order to communicate, both qualitatively and quantitatively, FHA’s risk levels, trends, priorities, risk mitigation activities, and impacts;

3. Identify the policies and processes that are key drivers of risk via a structured risk identification framework; i.e., recommend risk mitigation strategies for FHA and specific program areas and provide independent oversight and assessment of risk remediation activities; provide input and guidance to program areas on key risk analytics, policies and practices, including, but not limited to, algorithms and underwriting used to identify, measure, and manage risks-related to endorsement and management of Single Family, Multifamily, and Healthcare programs, and collaborate with program areas regarding counterparty risk (lenders and servicers), portfolio asset management strategies, and enforcement practices to protect FHA’s insurance funds;

4. Design and maintain a comprehensive Risk Governance infrastructure, including implementing policies, processes, and committees to reduce risk exposure to the insurance funds; i.e., advise and provide oversight for the implementation of policies, processes, and committees that comprise the governance structure;

5. Ensure the timely and proper conduct of statutorily mandated and other necessary risk analyses, including the annual actuarial study of the Mortgage Mutual Insurance Fund and front-end risk assessments (FERA) for new and high-impact programs and activities, in accordance with federal standards, and in concert with other Office of Housing offices; and

6. Ensure that risks are measured, monitored, and managed according to an integrated framework across FHA and Office of Housing program areas.

Section III. Regulatory Affairs—Authority Redelegated

A. General Authority

Authority is redelegated in broad terms to the Deputy Assistant Secretary for Risk Management and Regulatory Affairs, the Associate Deputy Assistant Secretary for Risk Management and Regulatory Affairs, and the Administrator of the Office of Manufactured Housing Programs to carry out the functions and activities of the National Manufactured Housing Construction and Safety Standards Act of 1974. This redelegated authority includes that related to carrying out certain provisions of the National Housing Act. In addition, authority is redelegated in broad terms to the Deputy Assistant Secretary for Risk Management and Regulatory Affairs and the Administrator of the Office of Manufactured Housing Programs to perform any residual functions of the Real Estate Settlement Procedures Act, the Interstate Land Sales Full Disclosure Act, and the Secure and Fair Enforcement for Mortgage Licensing Act of 2008.

B. Manufactured Housing Construction and Safety Standards Act

The Deputy Assistant Secretary for Risk Management and Regulatory Affairs, the Associate Deputy Assistant Secretary for Risk Management and Regulatory Affairs, and the Administrator of the Office of Manufactured Housing Programs are redelegated such authority as is necessary to carry out the duties and responsibilities of HUD as prescribed in the National Manufactured Housing Construction and Safety Standards Act.
(the Act), including, but not limited to, the authority necessary to:
(1) Establish home constructions and safety standards; enter into contracts with an administering organization; adopt, revise, and interpret construction and safety standards; issue interpretative bulletins; and approve or reject proposed regulations or interpretative bulletins submitted by the Consensus Committee;
(2) Develop and establish model manufactured home installation standards;
(3) Submit cost or other information to the consensus committee for evaluation;
(4) Conduct research, testing, development, and training to carry out the Act;
(5) Advise, assist, and cooperate with other Federal agencies, and state and other public and private agencies in the planning and development of standards and methods for inspection and testing;
(6) Determine that any manufactured home does not conform to applicable Federal standards or contains a defect that constitutes an imminent safety hazard;
(7) Conduct inspections and investigations necessary to promulgate or enforce Federal standards under the Act; designate persons to enter an establishment to inspect; contract with state and local governments and private inspection organizations to carry out the functions under section 614 of the Act; to hold hearings, take testimony, and administer oaths and take other actions under section 614(c) of the Act;
(8) Enforce notification and correction of defects;
(9) Develop guidelines for a consumer's manual;
(10) Utilize the services, research, and testing facilities of public agencies and independent testing laboratories;
(11) Collect reasonable fees to carry out the responsibilities under the Act;
(12) Approve State plans for enforcement of standards;
(13) Establish and implement a dispute resolution program; and
(14) Make grants to States that have designated a State agency under section 623 of the Act.

C. National Housing Act Provisions

The Deputy Assistant Secretary for Risk Management and Regulatory Affairs and the Associate Deputy Assistant Secretary for Risk Management and Regulatory Affairs are redelegated such authority as is necessary to carry out certain duties and responsibilities prescribed in the National Housing Act (the NHA Act) (12 U.S.C. 1701 et seq.), as follows:

(1) Prescribe standards for designs, construction, and alteration of structures for programs (other than public housing programs) prescribed under the NHA Act;
(2) Approve or disapprove variances from the design or construction standards for all programs (other than public housing programs) under the NHA Act; and
(3) Evaluate and determine the technical suitability of housing products and materials under section 21 of the NHA Act, and to issue engineering and technical bulletins governing the acceptability of housing system components, materials, and methods of construction.

D. Real Estate Settlement Procedures Act (RESPA)

The Deputy Assistant Secretary for Risk Management and Regulatory Affairs and the Associate Deputy Assistant Secretary for Risk Management and Regulatory Affairs are redelegated such authority as is necessary to carry out any residual duties and responsibilities of HUD as remain, following the transfer of the Real Estate Settlement Procedures Act (RESPA) to the Consumer Financial Protection Bureau (CFPB).

E. Interstate Land Sales Full Disclosure Act

The Deputy Assistant Secretary for Risk Management and Regulatory Affairs and the Associate Deputy Assistant Secretary for Risk Management and Regulatory Affairs are redelegated such authority as is necessary to carry out any residual duties and responsibilities of HUD as remain after transfer of the Interstate Land Sales Full Disclosure Act to the CFPB.

F. Secure and Fair Enforcement for Mortgage Licensing Act of 2008 (SAFE)

The Deputy Assistant Secretary for Risk Management and Regulatory Affairs and the Associate Deputy Assistant Secretary for Risk Management and Regulatory Affairs are redelegated such authority as is necessary to carry out any residual duties and responsibilities of HUD, as prescribed in the Secure and Fair Enforcement for Mortgage Licensing Act of 2008, to the CFPB.

Section V. Further Redelegations

The authority redelegated by the Assistant Secretary for Housing to the Deputy Assistant Secretary for Risk Management and Regulatory Affairs, the Associate Deputy Assistant Secretary for Risk Management and Regulatory Affairs, the Associate Deputy Assistant Secretary for Risk Management and Assessment, and the Administrator of the Office of Manufactured Housing Programs may be redelegated.

Section VI. Revocation of Delegations

The Assistant Secretary for Housing—Federal Housing Commissioner, the General Deputy Assistant Secretary for Housing—Deputy Federal Housing Commissioner, or the Associate General Deputy Assistant Secretary for Housing may, at any time, revoke any of the authority redelegated herein. Notice of any revocation will be published in the Federal Register. This redelegation of authority supersedes all prior redelegations of authority to the Deputy Assistant Secretary for Risk Management and Regulatory Affairs, the Associate Deputy Assistant Secretary for Risk Management and Regulatory Affairs, the Associate Deputy Assistant Secretary for Risk Management and Assessment, and the Administrator of the Office of Manufactured Housing Programs.

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

Dated: June 5, 2012.

Carol J. Galante,
Acting Assistant Secretary for Housing—Federal Housing Commissioner.

BILLING CODE 4210–67–P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Doc No. FR–5557–D–08]

Delegations of Authority for the Office of Housing—Federal Housing Administration (FHA); Redelegation of Authority Regarding Single Family Housing Programs

AGENCY: Office of the Assistant Secretary for Housing—Federal Housing Commissioner, HUD.

ACTION: Notice of revocation and redelegation of authority.

SUMMARY: On September 15, 2006, the Assistant Secretary for Housing—Federal Housing Commissioner issued an up-to-date comprehensive delegation of authority for single family housing programs. This notice amends that