

accountability of DHS's officers, employees, or individuals covered by the system, except to the extent the Chief Privacy Officer determines that release of the specific information in the context of a particular case would constitute an unwarranted invasion of personal privacy.

#### **POLICIES AND PRACTICES FOR STORAGE OF RECORDS:**

DHS stores records in this system electronically or on paper in secure facilities in a locked drawer behind a locked door. The records may be stored on magnetic disc, tape, and digital media.

#### **POLICIES AND PRACTICES FOR RETRIEVAL OF RECORDS:**

Records may be retrieved by individual name and date of correspondence.

#### **POLICIES AND PRACTICES FOR RETENTION AND DISPOSAL OF RECORDS:**

Executive level records are permanent and files are cut off annually and transferred to the National Archives and Records Administration 15 years after cut-off date, in accordance with National Archives and Records Administration (NARA) General Schedule DAA-0563-2013-0005-0003. Public correspondence and communication that require no formal response or action are temporary and are destroyed when 90 days old, unless longer retention is authorized when required for business use, in accordance with NARA General Records Schedule (GRS) 6.4, item 20. Correspondence relating to a specific case or action is not considered public correspondence and will be filed and maintained with the appropriate case or action file under its specific retention schedule. DHS Components may create their own retention schedules for correspondence received. NARA GRS 4.1, item 010, covers when a Department, Component, office, or individual is tasked to review the correspondence or inquiry. Actual assignments and any reminder emails that an action is required are destroyed immediately, or when no longer needed for reference.

#### **ADMINISTRATIVE, TECHNICAL, AND PHYSICAL SAFEGUARDS:**

DHS safeguards records in this system according to applicable rules and policies, including all applicable DHS automated systems security and access policies. DHS has imposed strict controls to minimize the risk of compromising the information that is being stored. Access to any paper files or computer systems containing the records in this system is limited to those

individuals who have a need to know the information for the performance of their official duties and who have appropriate clearances or permissions.

#### **RECORD ACCESS PROCEDURES:**

Individuals seeking access to and notification of any record contained in this system of records, or seeking to contest its content, may submit a request in writing to the Chief Privacy Officer and Chief FOIA Officer, or a component FOIA Officer, whose contact information can be found at <http://www.dhs.gov/foia> under "contact information." If an individual believes more than one component maintains Privacy Act records concerning him or her, the individual may submit the request to the Chief Privacy Officer and Chief Freedom of Information Act Officer, Department of Homeland Security, Washington, DC 20528-0655. Even if neither the Privacy Act nor the JRA provide a right of access, certain records about a person may be available under FOIA.

When an individual is seeking records about himself or herself from this system of records or any other Departmental system of records, the individual's request must conform with the Privacy Act regulations set forth in 6 CFR part 5. The individual must first verify his/her identity, meaning that the individual must provide his/her full name, current address, and date and place of birth. The individual must sign the request, and the individual's signature must either be notarized or submitted under 28 U.S.C. 1746, a law that permits statements to be made under penalty of perjury as a substitute for notarization. While no specific form is required, an individual may obtain forms for this purpose from the Chief Privacy Officer and Chief Freedom of Information Act Officer, <http://www.dhs.gov/foia> or 1-866-431-0486. In addition, the individual should:

- Explain why the individual believes the Department would have information on him/her;
- Identify which component(s) of the Department the individual believes may have the information about him/her;
- Specify when the individual believes the records would have been created; and
- Provide any other information that will help the FOIA staff determine which DHS component agency may have responsive records.

If an individual's request is seeking records pertaining to another living individual, the first individual must include, in accordance with 6 CFR part 5.21, a statement from the second individual certifying his/her agreement

for the first individual to access his/her records. Without the above information, the component(s) may not be able to conduct an effective search, and the individual's request may be denied due to lack of specificity or lack of compliance with applicable regulations.

#### **CONTESTING RECORD PROCEDURES:**

For records covered by the Privacy Act or covered JRA records, see "Record Access Procedures" above, and 6 CFR part 5.

#### **NOTIFICATION PROCEDURES:**

See "Record Access Procedures."

#### **EXEMPTIONS PROMULGATED FOR THE SYSTEM:**

None.

#### **HISTORY:**

73 FR 66657.

**Philip S. Kaplan,**

*Chief Privacy Officer, Department of Homeland Security.*

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**BILLING CODE 9110-9B-P**

## **DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

**[Docket No. FR-6081-D-02]**

### **Redelegation of Authority for the Office of Field Policy and Management**

**AGENCY:** Office of Field Policy and Management, HUD.

**ACTION:** Notice of Redelegation of Authority.

**SUMMARY:** Through this notice, the Assistant Deputy Secretary for Field Policy and Management and the Associate Assistant Deputy Secretary for Field Policy and Management redelegate certain operational management authority to the HUD regional administrators located in Region I (Boston, MA); Region II (New York, NY); Region III (Philadelphia, PA); Region IV (Atlanta, GA); Region V (Chicago, IL); Region VI (Fort Worth, TX); Region VII (Kansas City, KS); Region VIII (Denver, CO); Region IX (San Francisco, CA); and Region X (Seattle, WA).

**DATES:** *Applicable Date:* September 19, 2018.

**FOR FURTHER INFORMATION CONTACT:** John B. Shumway, Assistant General Counsel, Administrative Law Division, Department of Housing and Urban Development at 451 7th Street SW, Room 9262; Washington, DC 20410-0500 or at telephone number, 202-402-3502 (this is not a toll-free number). This number may be accessed through TTY by calling the Federal Relay Service, toll-free, at 800-877-8339.

**SUPPLEMENTARY INFORMATION:** By separate notice published in today's **Federal Register**, the Secretary of HUD delegates to the Assistant Deputy Secretary for Field Policy and Management and the Associate Assistant Deputy Secretary for Field Policy and Management authority for the management and oversight of the Department's field operations, and further authorizes the Assistant Deputy Secretary and Associate Assistant Deputy Secretary to redelegate such authority. Through this notice, the Assistant Deputy Secretary for Field Policy and Management and the Associate Assistant Deputy Secretary for Field Policy and Management redelegate certain operational management authority to the HUD regional administrators. This notice supersedes these and all prior redelegations to the HUD regional administrators.

### Section I: Authority Redelegated

*A. Cross-Program Coordination.* Each regional administrator is redelegated the following duties:

1. Develop and implement place-based Regional and Field Operating Plans in consultation with field program directors.
2. To develop, approve, track, and oversee the Regional Operating Plan priority projects and initiatives that cross program office lines.
3. Prepare briefing papers and hot issue reports.
4. Lead disaster relief efforts.
5. Convene on-site program teams (e.g., Community Planning and Development, Office of General Counsel, Fair Housing and Equal Opportunity, Public and Indian Housing, etc.), as necessary and in consultation with field program directors, to review proposed, major projects or initiatives for place-based impact.
6. Assist state and local housing officials in assessing the impact of housing foreclosures.
7. Convene place-based teams, as necessary and in consultation with field program directors, to review Consolidated Plans during the 45-day review period.
8. Provide comments to Public and Indian Housing field directors on public housing disposal and/or demolition applications.
9. Review with other program leaders the status of the HUD-VASH program to maximize utilization.
10. Consult with program directors regarding implementation of departmental management goals, secretarial and presidential initiatives, and Annual Performance Plan

commitments. Regional administrators can request review by Headquarters of decisions made by program directors. Where the regional administrator and relevant program director disagree on a major program decision, the regional administrator may report the disagreement to the Assistant Deputy Secretary for Field Policy and Management, who may then raise the matter with the relevant Assistant Secretary or equivalent. The relevant Assistant Secretary or equivalent makes the final determination, subject to review by the Deputy Secretary, as necessary.

*B. Administrative Management.* Each regional administrator is delegated the following administrative duties:

1. Manage administrative field operation, applicable to all employees at a duty location, including outstationed personnel, through coordination with program directors administrative offices, and supervisors of outstationed personnel. Administrative field operations include, but are not limited to:
  - Determining official local office hours of operation.
  - Determining emergency office closings due to weather, disaster, or local events.
  - Providing effective customer service.
  - Working with program directors and all employees to foster a positive working environment;
  - Coordinating with the Office of Administration (and its Office of Administration Regional Support Manager to develop and manage an administrative budget that meets the needs of programs and staff in each office.
  - Managing internal office communications of a general nature.
2. Regional administrators may request a waiver of specific directives and handbook provisions pertaining to programs in the offices of Housing, Public and Indian Housing, Community Planning and Development, and Fair Housing and Equal Opportunity. Waiver is not authorized for the HUD Litigation Handbook and regulations, or those departmental directives and handbook provisions mandated by or directly predicated on a statute, Executive order, or regulation. Waiver requests by the regional administrator will be forwarded to the Assistant Deputy Secretary for Field Policy and Management, who will forward the requests to the respective program Assistant Secretary for final decision. All waiver requests must be in writing and specify the grounds for requesting the waiver. Regional administrators will be notified in

writing of the program Assistant Secretary's decision, through the Office of Field Policy and Management leadership. Only the program Assistant Secretary, or other program office officials with delegated authority to do so, may grant waivers or make a specific delegation of waiver authority.

*C. Representation.* Each regional administrator is redelegated the following duties:

1. Oversee labor/management relations in the region in coordination with the assigned Employee and Labor Relations representative.
  - Based on information provided by the Office of the Chief Human Capital Officer/Employee and Labor Relations Division and with input by the Office of General Counsel, the regional administrator will provide the Assistant Deputy Secretary for Field Policy and Management with regular reports on all open and active labor/management cases that are in process.
2. Work with Headquarters offices, including the Office of Congressional and Intergovernmental Relations, to ensure that Federal, state, local and tribal elected officials within a jurisdiction receive responsive and coordinated customer service. This in no way supersedes the Secretary's delegation of authority to the Assistant Secretary for Congressional and Intergovernmental Relations on October 7, 2011 (**Federal Register** Docket No. FR-5515-D-01), in which the Secretary delegates to the Assistant Secretary for Congressional and Intergovernmental Relations authority and responsibility for coordinating congressional and intergovernmental relations activities.
3. Manage all field-controlled congressional and intergovernmental correspondence, in consultation with field program directors and in coordination with the Executive Secretariat (Office of Administration) and the Office of Congressional and Intergovernmental Relations.
4. Respond to all media inquiries in conjunction with Headquarters' Office of Public Affairs and field program directors.
5. Administer the local office's web page and internet sources, in coordination with the Office of Public Affairs.
6. Monitor and evaluate customer service.
7. Enter into cosponsorship agreements, with the concurrence of the General Counsel and the relevant program Assistant Secretary or equivalent.

**Section II: Authority To Redelegate**

Except for those authorities specifically excluded in Section III of this notice, this authority may be redelegated, as appropriate, from regional administrators to field Office directors within the respective jurisdictions.

**Section III: Authority Nonredelegable**

The following authorities may not be redelegated from the regional administrators to the field office directors or to any other employee:

1. The authority to enter into co-sponsorship agreements.
2. The authority to request waivers as provided by section I.B.3. above.
3. The authority to sign local, areawide, or centerwide negotiated impact and implementation or memorandum of understanding agreements with unions representing smaller units consisting of either Headquarters and/or field employees on issues confined to a single program area and within the regional administrators' own budget authority, including the resolution of unfair labor practice charges and bargaining impasses.

**Section IV: Delegations Superseded**

This notice supersedes all prior delegations of authority to the regional directors/administrators from the Secretary of HUD or the Assistant Deputy Secretary for Field Policy and Management.

**Authority:** Section 7(d)(q) of the Department of HUD Act, 42 U.S.C. 3535(d).

Dated: September 19, 2018.

**Matthew F. Hunter,**

*Assistant Deputy Secretary for Field Policy and Management.*

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**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

[Docket No. FR-6081-D-01]

**Delegation of Authority for the Office of Field Policy and Management**

**AGENCY:** Office of the Secretary, HUD.

**ACTION:** Notice of delegation of authority.

**SUMMARY:** Through this notice, the Secretary of the Department of Housing and Urban Development delegates to the Assistant Deputy Secretary for Field Policy and Management and to the Associate Assistant Deputy Secretary for Field Policy and Management authority for the management and oversight of the Department's field operations.

**DATES:** *Applicable Date:* September 19, 2018.

**FOR FURTHER INFORMATION CONTACT:** John B. Shumway, Assistant General Counsel, Administrative Law Division, Department of Housing and Urban Development, at 451 7th Street SW, Room 9262; Washington, DC 20410-0500 or telephone number 202-402-5190 (this is not a toll-free number). Persons with hearing or speech impairments may access this number through TTY by calling the Federal Relay Service, toll-free, at 1-800-877-8339.

**SUPPLEMENTARY INFORMATION:** Previous delegations of authority from the Secretary of HUD to the Assistant Deputy Secretary for Field Policy and Management are hereby revoked and superseded, including the delegations published on October 19, 2012 (77 FR 64394).

**Section A. Authority**

1. *Field Operations.* The Secretary of HUD hereby delegates to the Assistant Deputy Secretary for Field Policy and Management and the Associate Assistant Deputy Secretary for Field Policy and Management authority for the management and oversight of the Department's field operations. In carrying out this authority, the Assistant Deputy Secretary for Field Policy and Management and the Associate Assistant Deputy Secretary for Field Policy and Management shall, among other duties:

a. Coordinate the implementation of the Department's policies and programs in the field in consultation with field program directors. Program coordination does not mean program decision-making but, rather, collecting local information, measuring community impact, initiating cross-program communication and coordination, and facilitating the resolution of potential program differences through the appropriate channels, if necessary.

b. Manage and assess field resources to ensure that operations are efficient and effective.

c. Coordinate and convey the Strategic Plan and Regional or Local Operating Plans with the field.

d. Advise the Secretary on policy and management of the field.

e. Consult with program directors regarding implementation of departmental management goals, secretarial and presidential initiatives, and Annual Performance Plan commitments.

2. *Promise Zone Initiative.* The Secretary delegates to the Assistant

Deputy Secretary for Field Policy and Management and the Associate Assistant Deputy Secretary for Field Policy and Management all power and authority for the day-to-day operations and administrative functions related to the Promise Zone Initiative. The Promise Zone Initiative supports the Department's responsibilities under sections 2 and 3 of the HUD Act, 42 U.S.C. 3531-32, to assist the President in achieving maximum coordination of the various Federal activities that have a major effect upon urban community, suburban, or metropolitan development; to develop and recommend to the President policies for fostering orderly growth and development of the Nation's urban areas; and to exercise leadership, at the direction of the President, in coordinating Federal activities affecting housing and urban development. This authority includes coordination of the selection process and the development of resulting recommendations.

The delegated authority related to the Promise Zone Initiative does not include the authority to issue or waive Notices of Funding Availability or the equivalent, regulations, or statutes, but does include the authority to redelegate the authority provided.

3. *Davis-Bacon and Labor Standards.* The Secretary delegates to the Assistant Deputy Secretary for Field Policy and Management and the Associate Assistant Deputy Secretary for Field Policy and Management all authority with respect to Davis-Bacon and Labor Standards administration and enforcement vested in, or delegated or assigned to, the Secretary under statutes and other authorities relating to Davis-Bacon and Labor Standards, including, but not limited to, the Davis-Bacon Act (40 U.S.C. 3141 *et seq.*), the Copeland Act (40 U.S.C. 3145), the Contract Work Hours and Safety Standards Act (40 U.S.C. 3701 *et seq.*), Reorganization Plan No. 14 of 1950 (5 U.S.C. App. 1 Reorg. Plan 14), the National Housing Act (12 U.S.C. 1701 *et seq.*), Section 202 of the National Housing Act of 1959 (12 U.S.C. 1701q), the National Affordable Housing Act (42 U.S.C. 12704 *et seq.*), the United States Housing Act of 1937 (42 U.S.C. 1437), the Housing and Community Development Act of 1974 (42 U.S.C. 5301 *et seq.*), the Native American Housing Assistance and Self-Determination Act (25 U.S.C. 4101 *et seq.*), Executive Order 13502 (74 FR 6985), and certain Department of Labor regulations (29 CFR parts 1, 3, 5, 6, and 7).

The authority delegated includes the authority to determine or adopt prevailing wage rates, which is vested in the Secretary by certain statutes,