

**UNITED STATES DEPARTMENT OF AGRICULTURE**  
**OFFICE OF THE SECRETARY**  
WASHINGTON, D.C. 20250

July 1, 2008

**SECRETARY'S MEMORANDUM 1053-001**

**Delegations of Authority**  
**Food, Conservation, and Energy Act of 2008**

1. PURPOSE

The purpose of this memorandum is to delegate authority within the Department to implement the provisions of the Food, Conservation, and Energy Act of 2008, Pub. L. No. 110-246 (hereafter referred to as "FCEA"). The authorities delegated herein by reference to a section of the FCEA include delegations of both new provisions of law enacted in the section and amendments made by the section to existing Acts, to the extent authorities under such Acts are not covered by previously published delegations of authority.

2. DELEGATIONS

I hereby delegate authorities vested in the Secretary by the FCEA to the Under Secretaries, Assistant Secretaries, and heads of the Offices of the Department as identified in Column A of the attached section-by-section table of FCEA authorities. The Under Secretaries, Assistant Secretaries, and heads of Offices of the Department shall re-delegate the authorities delegated herein to the agencies and offices of the Department as identified in Column B of the attached table. Where there is an assigned delegation in Column A, but no assigned re-delegation in Column B, the Column A delegatee is authorized to re-delegate that authority as appropriate.

3. EFFECTIVE DATE AND TERMINATION

The delegations made herein are effective immediately, except where provided otherwise in the attached table, and the delegations made herein shall remain in effect for one year from the effective date, or until such earlier time as the Department's published delegations of authority have been revised to incorporate the provisions of this memorandum.

Attachment

/s/EDWARD T. SCHAFER  
Secretary

Attachment

Section or Subsection	Short Title	COLUMN A Under Secretary or Assistant Secretary or General Officer Delegation	COLUMN B Agency or Office Delegation	Effective Date of Delegation (immediate unless otherwise noted)
	<b>TITLE I -- COMMODITY PROGRAMS</b>			
	<b>Subtitle A -- Direct Payments and Counter-Cyclical Payments</b>			
1001	Definitions	FFAS	FSA	
1101	Base Acres	FFAS	FSA	
1102	Payment Yields	FFAS	FSA	
1103	Availability of Direct Payments	FFAS	FSA	
1104	Availability of Counter-Cyclical Payments	FFAS	FSA	
1105	Average Crop Revenue Election Program	FFAS	FSA	
1106	Producer Agreement Required As Condition of Provision of Payments	FFAS	FSA	
1107	Planting Flexibility	FFAS	FSA	
1108	Special Rule for Long Grain and Medium Grain Rice	FFAS	FSA	
1109	Period of Effectiveness	FFAS	FSA	
	<b>Subtitle B -- Marketing Assistance Loans and Loan Deficiency Payments</b>			
1201	Availability of Nonrecourse Marketing Assistance Loans for Loan Commodities	FFAS	FSA	
1202	Loan Rates for Nonrecourse Marketing Assistance Loans	FFAS	FSA	
1203	Term of Loans	FFAS	FSA	
1204	Repayment of Loans	FFAS	FSA	
1205	Loan Deficiency Payments	FFAS	FSA	
1206	Payments in Lieu of Loan Deficiency Payments for Grazed Acreage	FFAS	FSA	

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1207	Special Marketing Loan Provisions for Upland Cotton	FFAS	FSA, FAS	
1208	Special Competitiveness Provisions for Extra Long Staple Cotton	FFAS	FSA, FAS	
1209	Availability of Recourse Loans for High Moisture Feed Grains and Seed Cotton	FFAS	FSA	
1210	Adjustment of Loans	FFAS	FSA	
	<b>Subtitle C -- Peanuts</b>			
1301	Definitions	FFAS	FSA	
1302	Base Acres for Peanuts for a Farm	FFAS	FSA	
1303	Availability of Direct Payments for Payments	FFAS	FSA	
1304	Availability of Counter-Cyclical Payments for Peanuts	FFAS	FSA	
1305	Producer Agreement Required as Condition on Provision of Payments	FFAS	FSA	
1306	Planting Flexibility	FFAS	FSA	
1307	Marketing Assistance Loans and Loan Deficiency Payments for Peanuts	FFAS	FSA	
1308	Adjustment of Loans	FFAS	FSA	
	<b>Subtitle D -- Sugar</b>			
1401	Sugar Program	FFAS	FSA, FAS	
1402	United States Membership in the International Sugar Organization	FFAS	FAS	
1403	Flexible Marketing Allotments for Sugar	FFAS	FSA, FAS	
1404	Storage Facility Loans	FFAS	FSA	
1405	CCC Storage Payments	FFAS	FSA	
	<b>Subtitle E -- Dairy</b>			
1501	Dairy Product Price Support	FFAS	FSA	

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	Program			
1502	Dairy Forward Pricing Program	MRP	AMS	
1506	Milk Income Loss Contract Program	FFAS	FSA	
1508	Report on Department of Agriculture Reporting Procedures for Nonfat Dry Milk	REE lead, MRP	NASS lead, AMS	
1509	Federal Milk Marketing Order Review Commission	MRP	AMS	
	<b>Subtitle F -- Administration</b>			
1605	Availability of Quality Incentive Payments for Covered Oilseed Producers	FFAS	FSA	
1609	Tracking of Benefits	FFAS	FSA	
1611	Prevention of Deceased Individuals Receiving Payments Under Farm Commodity Programs	FFAS	FSA	
1612	Hard White Wheat Development Program	FFAS	FSA	
1613	Durum Wheat Quality Program	FFAS	FSA	
1614	Storage Facility Loans	FFAS	FSA	
1618	Modernization of FSA	FFAS	FSA	
1619	Information Gathering	NRE, FFAS, RD, MRP	NRCS, FS, FSA, RBS, RHS, APHIS	
1620	Leasing of Office Space	FFAS lead, ASA	FSA lead, OPPM	
1621	Geographically Disadvantaged Farmers and Ranchers	FFAS	FSA	
	<b>TITLE II -- CONSERVATION</b>			
	<b>Subtitle B -- Conservation Reserve Program</b>			

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2110(b)	Evaluation and Acceptance of Contract Offers, Annual Rental Payments, and Payment Limitations (annual survey of dryland and irrigated cash rental rates)	FFAS	FSA	
	<b>Subtitle C -- Wetlands Reserve Program</b>			
2210	Report on Implications of Long-Term Nature of Conservation Easements	NRE	NRCS	
	<b>Subtitle D -- Conservation Stewardship Program</b>			
2301	Conservation Stewardship Program	NRE	NRCS	
	<b>Subtitle E -- Farmland Protection and Grassland Reserve</b>			
2403	Grassland Reserve Program	FFAS, NRE	FSA, NRCS	
	<b>Subtitle G -- Other Conservation Programs of the Food Security Act of 1985</b>			
2605	Chesapeake Bay Watershed Program	NRE	NRCS	
2606	Voluntary Public Access and Habitat Incentive Program	FFAS	FSA	
	<b>Subtitle H -- Funding and Administration of Conservation Programs</b>			
2702	Authority to Accept Contributions to Support Conservation Programs	FFAS, NRE	FSA, NRCS	
2705	Report Regarding Enrollments and Assistance Under Conservation	NRE	NRCS	

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	Programs			
2707(b)	Cooperative Conservation Partnership Initiative	NRE	NRCS	
2710	Agriculture Conservation Experienced Services Program	NRE	NRCS	
2711	Establishment of State Technical Committees and Their Responsibilities	NRE	NRCS	
	<b>Subtitle I -- Conservation Programs Under Other Laws</b>			
2807	Desert Terminal Lakes	FFAS	FSA	
	<b>TITLE III -- TRADE</b>			
	<b>Subtitle A -- Food for Peace Act</b>			
3022(2)	Coordination of Foreign Assistance Programs (report on improving procurement planning)	FFAS	FAS	
	<b>Subtitle C -- Miscellaneous</b>			
3203	Technical Assistance for Specialty Crops (annual report)	FFAS	FAS	
3205	Consultative Group to Eliminate the Use of Child Labor and Forced Labor in Imported Agricultural Products	FFAS lead, MRP	FAS lead, AMS	
3206	Local and Regional Food Aid Procurement Projects	FFAS	FAS	
	<b>TITLE IV -- NUTRITION</b>			

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	<b>Subtitle A -- Food Stamp Program</b>			
4142	Study on Comparable Access to Supplemental Nutrition Assistance for Puerto Rico	FNCS	FNS	10/1/2008
	<b>Subtitle B -- Food Distribution Programs</b>			
4211(b)	Food Distribution Program on Indian Reservations Food Package (report)	FNCS	FNS	10/1/2008
	<b>Subtitle C -- Child Nutrition and Related Programs</b>			
4301	State Performance on Enrolling Children Receiving Program Benefits for Free School Meals	FNCS	FNS	10/1/2008
4304(a)(2)(B)	Fresh Fruit and Vegetable Program (transition of existing schools)	FNCS	FNS	10/1/2008
4305	Whole Grain Products	FNCS	FNS	10/1/2008
4307	Survey of Foods Purchased by School Food Authorities	FNCS	FNS	10/1/2008
	<b>Subtitle D -- Miscellaneous</b>			
4401	Bill Emerson National Hunger Fellows and Mickey Leland International Hunger Fellows	FNCS	FNS	
4402(3)	Healthy Urban Food Enterprise Development Center	REE	CSREES	10/1/2008
4403	Joint Nutrition Monitoring and Related Research Activities	FNCS	CNPP	10/1/2008
4404(a)-(b)	Section 32 Funds for Purchase of Fruits, Vegetables, and Nuts to Support Domestic Nutrition Assistance Programs	MRP	AMS	
4405	Hunger-Free Communities	FNCS	FNS	10/1/2008

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4406(c)(2)	Nutrition Information and Awareness Pilot Program (reauthorization)	FNCS	FNS	10/1/2008
	<b>TITLE V -- CREDIT</b>			
	<b>Subtitle A -- Farm Ownership Loans</b>			
5002	Conservation Loan and Loan Guarantee Program (establishes a new program in section 304 of the Consolidated Farm and Rural Development Act of 1972)	FFAS	FSA	
	<b>Subtitle F -- Miscellaneous</b>			
5501	Loans to Purchasers of Highly Fractioned Land	FFAS	FSA	
	<b>TITLE VI -- RURAL DEVELOPMENT</b>			
	<b>Subtitle A -- Consolidated Farm and Rural Development Act</b>			
6013(d)	Rural Cooperative Development Grants (cooperative research program)	RD	RBS	
6013(e)	Rural Cooperative Development Grants (addressing needs of minority communities)	RD	RBS	
6016	Appropriate Technology Transfer for Rural Areas ("ATTRA")	RD	RBS	
6017	Rural Economic Area Partnership Zones	RD	RHS, RUS, RBS	
6018(b)	Report on "rural area"	RD		



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6022	Rural Microentrepreneur Assistance Program	RD	RBS	
6023	Grants for Expansion of Employment Oportunities for Individuals with Disabilities in Rural Areas	RD	RBS	
6024	Health Care Services	RD	RHS	
6025	Delta Regional Authority (reauthorization)	RD	RBS	
6028	Rural Collaborative Investment Program	RD	RBS	
6029	Funding of Pending Rural Development Loan and Grant Applications	RD	RHS, RUS	
	<b>Subtitle B -- Rural Electrification Act of 1936</b>			
6112	Comprehensive Rural Broadband Strategy (coordination with the FCC)	RD	RUS	
6113	Study on Rural Electric Power Generation	RD	RUS	
	<b>Subtitle C -- Miscellaneous</b>			
6206	Study on Rural Transportation Issues	MRP	AMS	
	<b>TITLE VII -- RESEARCH AND RELATED MATTERS</b>			
	<b>Subtitle A -- National Agricultural Research, Extension, and Teaching Policy Act of 1977</b>			
7109(b)	Grants and Fellowships for Food and Agricultural Sciences Education (report)	REE	CSREES	

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7124	Grants to Upgrade Agriculture and Food Sciences Facilities at the District of Columbia Land-Grant University	REE	CSREES	
7125	Grants to Upgrade Agriculture and Food Sciences Facilities and Equipment at Insular Area Land-Grant Institutions	REE	CSREES	
7129	Hispanic-Serving Agricultural Colleges and Universities	REE	CSREES	
7137	New Era Rural Technology Program	REE	CSREES	
7138	Capacity Building Grants for NLGCA Institutions	REE	CSREES	
7139	Borlaug International Agricultural Science and Technology Fellowship Program	FFAS	FAS	
	<b>Subtitle B -- Food, Agriculture, Conservation, and Trade Act of 1990</b>			
7207	Agricultural Bioenergy Feedstock and Energy Efficiency Research and Extension Initiative	REE	CSREES	
7208	Farm Business Management and Benchmarking	REE	CSREES	
	<b>Subtitle C -- Agricultural Research, Extension, and Education Reform Act of 1998</b>			
7310	Agricultural Biotechnology Research and Development for Developing Countries (reauthorization)	FFAS	FAS	
7311	Specialty Crop Research Initiative	REE	CSREES	
	<b>Subtitle D -- Other Laws</b>			

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7406(a)	Agriculture and Food Research Initiative	REE	CSREES	
7408	Exchange or Sale Authority	REE	ARS, CSREES, APHIS	
7409	Enhanced Use Lease Authority Pilot Program	REE	ARS	
	<b>Subtitle E -- Miscellaneous</b>			
7503	Fort Reno Science Park Research Facility	REE	ARS	
7504	Roadmap	REE		
7521	Research and Education Grants for the Study of Antibiotic-Resistant Bacteria	REE	CSREES	
7522	Farm and Ranch Stress Assistance Network	REE	CSREES	
7523	Seed Distribution	REE	CSREES	
7524	Live Virus Foot and Mouth Disease Research	MRP	APHIS	
7525	Natural Products Research Program	REE	ARS	
7526	Sun Grant Program	REE	CSREES	
7527	Study and Report on Food Deserts	REE	ERS	
7529	Agricultural and Rural Transportation Research and Education	REE	CSREES	
	<b>TITLE VIII -- FORESTRY</b>			
	<b>Subtitle B -- Cultural and Heritage Cooperation Authority</b>	NRE	FS	
	<b>Subtitle D -- Boundary Adjustments and Land Conveyance Provisions</b>			
8302	Land Conveyances	NRE	FS	

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8303	Sale and Exchange of National Forest System Land, Vermont	NRE	FS	
	<b>Subtitle E -- Miscellaneous Provisions</b>			
8401	Qualifying Timber Contract Options	NRE	FS	
8402	Hispanic-serving Institution Agricultural Land National Resources Leadership Program	REE	CSREES	
	<b>TITLE IX -- ENERGY</b>			
9001(a)	Energy ("Section 9003" -- Biorefinery Assistance)	RD	RBS	
9001(a)	Energy ("Section 9004" -- Repowering Assistance)	RD	RBS	
9001(a)	Energy ("Section 9005" -- Bioenergy Program for Advanced Biofuels)	RD	RBS	
9001(a)	Energy ("Section 9007" -- Rural Energy for America Program)	RD	RBS	
9001(a)	Energy ("Section 9009" -- Rural Energy Self-Sufficiency Initiative)	RD	RBS	
9001(a)	Energy ("Section 9010" -- Feedstock Flexibility Program for Bioenergy Producers)	FFAS	FSA	
9001(a)	Energy ("Section 9011" -- Biomass Crop Assistance Program)	FFAS	FSA	
9001(a)	Energy ("Section 9012" -- Forest Biomass for Energy)	NRE	FS	
9001(a)	Energy ("Section 9013" -- Community Wood Energy Program)	NRE	FS	
9002	Biofuels Infrastructure Study	OCE	OEPNU	
9003	Renewable Fertilizer Study	REE	ARS	

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	<b>TITLE X -- HORTICULTURE AND ORGANIC AGRICULTURE</b>			
	<b>Subtitle A -- Horticulture Marketing and Information</b>			
10101	Independent Evaluation of Department of Agriculture Commodity Purchase Process	MRP	AMS	
10105	Food Safety Education Initiatives	MRP	AMS	
10107	Specialty Crops Market News Allocation	MRP	AMS	
	<b>Subtitle B -- Pest and Disease Management</b>			
10202	National Clean Plant Network	MRP	APHIS	
10204	Regulations to Improve Management and Oversight of Certain Regulated Articles	MRP	APHIS	
10205	Pest and Disease Revolving Loan Fund	NRE	FS	
	<b>Subtitle C -- Organic Agriculture</b>			

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10302	Organic Production and Market Data Initiatives	MRP, REE	AMS (collection and distribution of price reporting relating to organically produced agricultural products; report to Congress) / ERS (conduct surveys and analysis and publish reports relating to organic production, handling, distribution, retail, and trend studies); NASS (develop surveys and report statistical analysis on organically produced agricultural products)	
	<b>Subtitle D -- Miscellaneous</b>			
10403	Grant Program to Improve Movement of Specialty Crops	MRP	AMS	
10404	Market Loss Assistance for Asparagus Producers	FFAS	FSA	
	<b>TITLE XI -- LIVESTOCK</b>			
11001(a)(2)	Livestock Mandatory Reporting (information reporting and dissemination requirements)	MRP	AMS	
11001(b)	Livestock Mandatory Reporting (study and report)	MRP	AMS	
11006	Regulations	MRP	GIPSA	
11009	National Sheep Industry Improvement Center	MRP	AMS	
11014	Study on Bioenergy Operations	REE	ERS	
11015	Interstate Shipment of Meat and Poultry Inspected by Federal and State Agencies for Certain Small Establishments	FS	FSIS	

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11016(b)(3)	Inspection Program for Catfish (report)	FS	FSIS	
11017(a)	Food Safety Improvement (Federal Meat Inspection Act amendments)	FS	FSIS	
	<b>TITLE XII -- CROP INSURANCE AND DISASTER ASSISTANCE PROGRAMS</b>			
	<b>Subtitle A -- Crop Insurance and Disaster Assistance</b>			
12014(b)	Study on Efficacy of Pack Factors	FFAS	RMA	
12030	Declining Yield Report	FFAS	RMA	
12031	Definition of Basic Unit	FFAS	RMA	
12033	Supplemental Agricultural Disaster Assistance	FFAS	FSA	
12034	Fisheries Disaster Assistance (transfer of CCC funds to Department of Commerce)	FFAS	FSA	
	<b>TITLE XIV -- MISCELLANEOUS</b>			
	<b>Subtitle A -- Socially Disadvantaged Producers and Limited Resource Producers</b>			
14002(b)	Foreclosure (foreclosure report)	OIG		
14003	Receipt for Service or Denial of Service from Certain Department of Agriculture Agencies	FFAS lead, NRE, RD	FSA lead, NRCS, RHS, RBS, RUS	
14004(a)(2)(B)	Outreach and Technical Assistance for Socially Disadvantaged Farmers	ASCR	OCR	

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	(report)			
14005	Accurate Documentation in the Census of Agriculture and Certain Studies	REE	NASS (with respect to Census of Agriculture); ERS (with respect to studies)	
14007	Oversight and Compliance	ASCR		
14010	Report of Civil Rights Complaints, Resolutions, and Actions	ASCR		
	<b>Subtitle B -- Agricultural Security</b>			
14112	Agricultural Biosecurity Communication Center	OHS		
14113	Assistance to Build Local Capacity in Agricultural Biosecurity Planning, Preparedness, and Response	OHS		
14121	Research and Development of Agricultural Countermeasures	REE	CSREES	
14122	Agricultural Biosecurity Grant Program	REE	CSREES	
	<b>Subtitle C -- Other Miscellaneous Provisions</b>			
14208	Department of Agriculture Conference Transparency	OCFO		
14211	Permanent Debarment from Participation in Department of Agriculture Programs for Fraud	OCFO lead, ASA	OPPM	
14212	Prohibition on Closure or Relocation of County Offices for the Farm Service Agency	FFAS	FSA	
14216	Consideration of Proposed Recommendations of Study on Use of Cats and Dogs in Federal Research	MRP	APHIS	



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14218	Coordinator for Chronically Underserved Rural Areas	RD	RBS	
14220	Availability of Excess and Surplus Computers in Rural Areas	ASA	OPPM	
	<b>TITLE XV -- TRADE AND TAX PROVISIONS</b>			
	<b>Subtitle A -- Supplemental Agricultural Disaster Assistance From the Agricultural Disaster Relief Trust Fund</b>			
15101	Supplemental Agricultural Disaster Assistance	FFAS	FSA	
	<b>Subtitle C -- Tax Provisions</b>			
15353(a)	Information Reporting for CCC Transactions (section "6039J" of the Internal Revenue Code)	FFAS	FSA	