

NATIONAL GRASSLANDS MANAGEMENT

A PRIMER

Appendix E

NOTICES¹

DEPARTMENT OF AGRICULTURE

Office of the Secretary

AGENCY HEADS ET AL.

DELEGATIONS OF AUTHORITY AND ASSIGNMENT OF FUNCTIONS

SECTION 100. *Authority.* The delegations in this document are made pursuant to authority vested in the Secretary of Agriculture by section 161, Revised Statutes (5 U. S. C. 22) and Reorganization Plan No. 2 of 1953, as well as all other statutes and prior Reorganization Plans vesting authority in the Secretary of Agriculture with regard to the functions of the Department of Agriculture.

SEC. 101. *General Purpose.* The purpose of this document is to provide as nearly as may be a general and concise authority under which the agencies of this Department are vested with authorities adequate to the discharge of their responsibilities. As a result of the terms of Reorganization Plan No. 2 of 1953, the Secretary of Agriculture is enabled to provide the subordinate officers and units of the Department with such delegations and assignments as he finds are necessary or desirable in relation to the functions performed.

SEC. 102. *Relation to Office of the Secretary.* No delegation or authorization prescribed in this document shall preclude the Secretary from exercising any of the powers or functions or from performing any of the duties conferred herein and any such delegations or authorization is subject at all times to withdrawal or amendment by the Secretary. No delegation or authorization prescribed in this document shall preclude the exercise of any delegation or authorization otherwise provided

to the Under Secretary, Assistant Secretaries, Administrative Assistant Secretary, or Assistant to the Secretary for Agricultural Credit, or to the Staff agencies as provided in section 112 hereof.

SEC. 103. *Responsibilities of Agency Heads—*a. *Responsibility to the Secretary.* The delegations contained in this document are made subject to the general responsibility of the Secretary to the President and to the Congress for the administration of the Department. The head of each agency (1) will maintain close working relationships with the officer to whom he reports, (2) will keep him advised with respect to major problems and developments, and (3) will discuss with him proposed actions involving major policy questions or other important considerations or questions, including matters involving relationships with other agencies of this Department, other Federal agencies, or other governmental or private organizations or groups.

b. *Responsibility for coordination of policies and operations.* It is the responsibility of each agency to consult and cooperate with other Department agencies when its activities relate to, affect, or are affected by the work of these agencies and to see that its policies, programs, and operations are coordinated with theirs, to the end that the Department operates with maximum unity and effectiveness.

c. *Responsibility for efficient operation.* Agency heads, having broad authority to carry on the functions of their agencies, are responsible for seeing that the work of their agencies is efficiently administered and that the public obtains the fullest possible benefit for the funds expended. To accomplish these objectives and to insure that the maximum possible improvements in programs and operations are achieved, agency heads should see that periodic reviews are conducted as required by Executive Order 10072 and 5 U. S. C. 1151.

ORGANIZATION OF THE DEPARTMENT

SEC. 109. *Service agencies.* The Service agencies of the Department of Agriculture are grouped as follows:

¹ Transcribed from Federal Register, Jan. 6, 1954, pp. 73-75, for clarity and ease of posting electronically.

a. Federal-States relations:

Agricultural Research Service.
Forest Service.
Soil Conservation Service.
Federal Extension Service.
Agricultural Conservation Program Service.
Farmer Cooperative Service.

b. Marketing and Foreign Agriculture:

Agricultural Marketing Service.
Foreign Agricultural Service.
Commodity Exchange Authority

c. Agricultural Stabilization:

Commodity Stabilization Service (including Commodity Credit Corporation functions assigned in accordance with Commodity Credit Corporation by-laws).

Agricultural Stabilization and Conservation Committees.

Federal Crop Insurance Corporation.

d. Agricultural Credit:

Farmers Home Administration.
Rural Electrification Administration.

SEC. 110. *Staff Agencies.* The Staff agencies of the Department of Agriculture are as follows:

a. Office of the Solicitor.

b Administrative Agencies:

Office of Budget and Finance.
Office of Hearing Examiners
Office of Information.
Library.
Office of Personnel.
Office of Plant and Operations.

SEC. 111. The functions of the Staff agencies are prescribed particularly in the Department's Administrative Regulations and otherwise.

SEC. 112. Delegations and authorizations to Service agencies shall be subject to such delegations and authorization as are granted to

Staff agencies by the Administrative Regulations or otherwise.

GENERAL DELEGATION OF AUTHORITY

SEC. 116. *Delegations of authority to agency heads.* The head of each agency shall, under the general direction and supervision of the Secretary of Agriculture and the Under Secretary, and the Assistant Secretary, the Administrative Assistant Secretary, or the Assistant to the Secretary in charge of Agricultural Credit to whom is assigned the general direction and supervision of his agency, direct and supervise the activities of the employees of his agency. Subject to any reservation of authority contained in the assignment of functions to the individual agency, or otherwise reserved in the Administrative Regulations, the head of any agency is hereby delegated authority to take any action, including the authority to execute any document, authorize any expenditure, and promulgate any rule, regulation, order or instruction, required by law or deemed by him to be necessary and proper to the discharge of the functions assigned to his agency. The head of any such agency may, consistent with and with due regard to his personal responsibility for the proper discharge of the functions assigned to his agency, delegate and provide for the redelegation of his authority to appropriate officers and employees. Reservations of authority to the Secretary are subject to the provisions otherwise made for the authority of the Under Secretary and Assistant Secretaries.

PRIOR AUTHORIZATIONS

SEC. 120. *Status of prior authorizations and delegations.* All delegations and authorizations of the Secretary affecting the subject matter of this document or in conflict with the provisions of section 116 are hereby rescinded except where reserved or otherwise expressly recognized by reference in this document. However, any regulation, order, authorization, or similar instrument, heretofore issued by the Secretary, shall remain in full force and effect, excepting that any delegations or authorizations contained therein shall be construed to conform

to the assignments made in this document. Also, any regulation, order, authorization, or similar instrument including delegations of authority heretofore issued pursuant to any secretarial delegation or authorization by any other officer of the Department shall continue in full force and effect unless and until withdrawn or superseded pursuant to authority granted in this document. Nothing in this document shall be construed to disturb other regulations or instructions governing the general conduct of officers and employees of the Department or providing for the orderly handling of correspondence and communications.

FEDERAL-STATES RELATIONS:
AGRICULTURAL RESEARCH SERVICE

ASSIGNMENT OF FUNCTIONS

SEC. 200. *Assignment of functions.* The following assignment of functions is hereby made to the Agricultural Research Service:

a. Coordination of all research activities of the Department, including examination and analysis of all such activities current and contemplated, review and approval of all projects or proposals prior to initiation, advice and consultation on planning with heads of agencies, and reports and recommendations to the Secretary.

b. The following research programs: Production and utilization (except forestry) research, including research under Title I of the Research and Marketing Act of 1946 (7 U. S. C. 427 et seq.); farm management and costs, land economics, and agricultural finance; production aspects of farm labor, ordinarily associated with farm management problems; soil conservation, except the national soil survey; grass, and control of undesirable plants; range management (except as otherwise assigned in this document); cotton ginning and processing; under section 7 (b) of the Strategic and Critical Materials Stock Piling Act (50 U. S. C. 98f); under the Housing Act of 1949 (42 U. S. C. 1471 et seq.).

c. The research, investigations, inspections, experimentations, demonstrations, development work, service and regulatory work, and control and eradication of insects, plant and animal pests and diseases provided for under the heading

“Agricultural Research Administration” in the Department of Agriculture Appropriation Act of 1954 (except forest pests and diseases and research on off-farm handling, transportation and storage of agricultural products, including investigations of insect infestations of off-farm stored products), and inspection and certification service, and standardization incidental thereto, for foods for dogs, cats, and other carnivora.

d. Administration of the Federal Insecticide, Fungicide and Rodenticide Act (7 U. S. C. 135-135k).

e. The program of payments to States, Territories, and Puerto Rico under the Hatch Act of March 2, 1887 and supplemental and related acts, and payments to State Experiment Stations under section 204 (b) of the Agricultural Marketing Act of 1946 (7 U. S. C. 1623 (b)).

f. Eradication of foot-and-mouth and other contagious diseases of animals and poultry.

g. Hog Cholera Serum and Virus Marketing Agreement Act (7 U. S. C. 851-855).

h. Administration of Title III of the Research and Marketing Act (7 U. S. C. 1628-1629).

i. All administrative functions on behalf of the Secretary relating to the acquisition and administration of patent rights.

SEC. 201. *Reservations*—a. *Reservations to the Secretary.* (1) Final action on regulations under the Hog Cholera Serum and Virus Marketing Agreement Act, previously requiring approval of the President.

(2) The issuance, amendment, termination or suspension of any marketing agreement or order or any provision thereof.

(3) Designation of members of advisory committees under Title III of the Research and Marketing Act (7 U. S. C. 1628-1629).

(4) Determination as to the measure and character of cooperation with Mexico in the Foot and Mouth Disease Program pursuant to section 1 of the act of February 28, 1947 (21 U. S. C. 114b), the designation of members of advisory committees, and the appointment of Commissioners on any joint commission with the Government of Mexico set up under such Program.

(5) Approval of requests for apportionment of reserves for emergency outbreaks of insect pests and plant diseases.

(6) Determination of emergencies in connection with the eradication of foot and mouth disease and other contagious diseases of animals and poultry.

b. *Reservations to the Judicial Officer.* Final action in proceedings pursuant to sections 7 and 8 of the Administrative Procedure Act, except orders in rule-making proceedings under the Hog Cholera Serum and Virus Marketing Agreement Act.

FOREST SERVICE

ASSIGNMENT OF FUNCTIONS

SEC. 300. *Assignment of functions.* The following assignment of functions is hereby made to the Forest Service:

a. Over-all leadership in forest and forest range conservation, development, and utilization. (As used here and elsewhere in this Document the term "forest" includes woodlands, and brush covered wild lands in mountainous areas.)

b. The protection, management, and administration of the national forests and lands acquired for or being administered in connection with national forest purposes.

c. The following research programs: forest management; range management on forest ranges and adjacent, integrated nonforest lands; forest fire control; forest production and utilization; watershed protection and other forest and forest range influences; and forest resources and economics.

d. The programs of cooperation in the protection, development, conservation, management and utilization of forest resources, except as otherwise assigned in this document.

e. Forest disease and pest research, control, and eradication.

f. Programs under section 23 of the Federal Highway Act (23 U. S. C. 23, 23a). g. Naval stores conservation program authorized by sections 7-17 of the Soil Conservation and Domestic Allotment Act (16 U. S. C. 590g-590q).

h. The protection, management and administration under Title III of the Bankhead-Jones Farm Tenant Act (7 U. S. C. 1010-1012), of lands under the administration of this

Department including the custodianship of lands under loan to States and local agencies.

i. The responsibility under such policies, principles, and procedures as may be established in cooperation with the Soil Conservation Service for the making of preliminary examinations and surveys, the installation of works of improvement under the Flood Control Act of 1936 as amended and supplemented, and the collection of data, necessary to the preparation of comprehensive river basin reports, on all national forests and other lands in the watershed or basin administered by the Forest Service, range areas adjacent to the national forests in the watershed or basin and used in conjunction with such forests, and other forest lands within the watershed or basin.

j. The responsibility under such policies, principles, and procedures, as may be established in cooperation with the Soil Conservation Service for conducting surveys and investigations and for carrying out preventive measures under the small watershed demonstration program (item for Watershed Protection in the Department of Agriculture Appropriation Act, 1954) on all national forests and other lands in the designated watersheds administered by the Forest Service, range areas adjacent to the national forests in such watersheds and used in conjunction with such forests, and other forest lands within such watersheds.

SEC. 301. *Reservations*—a. *Reservations to the Secretary.* (1) The authority to issue rules and regulations relating to the national forests and other lands administered for national forest purposes, to lands administered under Title III of the Bankhead-Jones Farm Tenant Act, and to the programs under section 23 of the Federal Highway Act.

(2) The authority as a member of the National Forest Reservation Commission (16 U. S. C. 513).

(3) The making of recommendations to the President with respect to the transfer of lands pursuant to the provisions of subsection (c) of section 32 of Title III of the Bankhead-Jones Farm Tenant Act (7 U. S. C. 1011 (a)).

(4) The making of recommendations to the President for the establishing of national forests

or parts thereof under the provisions of section 9 of the Act of June 7, 1924 (43 Stat. 655).

(5) Final approval of regulations under section 4 of the Soil Conservation and Domestic Allotment Act (16 U. S. C. 590d) relating to naval stores.

(6) Final approval and submission to the Congress of the results of preliminary examinations and survey reports under the Flood Control Act of 1936, as amended and supplemented.

(7) Approval of requests for apportionment of reserves under the Forest Pest Control Act.

SOIL CONSERVATION SERVICE

ASSIGNMENT OF FUNCTIONS

SEC. 400. *Assignment of functions.* The following assignment of functions is hereby made to the Soil Conservation Service:

- a. The responsibility of acting as the technical service agency in the field of soil and water conservation and flood prevention.
- b. Administration of the programs for soil and water conservation, including the Act of April 27, 1935 (16 U. S. C. 590a-f), except as otherwise assigned, and the national soil survey.
- c. General responsibility for administration of the Flood Control Act of 1936, as amended and supplemented, and the administration of activities in connection with river basin investigations and preparation of reports thereon, with due recognition of the responsibilities otherwise assigned.
- d. Administration of the acts relating to water conservation and utilization projects.