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NOAA Directives Manual

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05-30 DELEGATION OF AUTHORITY TO THE ASSISTANT ADMINISTRATOR FOR WEATHER SERVICES (Reference: GC/W, 427-7053)

1. Legislation - As a result of legislative enactments or pursuant to Reorganization Plan No. 4 of 1970 or other authority, the Secretary of Commerce is authorized to perform certain oceanic and atmospheric services pursuant to the following provisions:

a. Title 7, United States Code, Sections 450(b), 2220 (cooperative agreements relating to weather);

b. Title 15, United States Code, Sections 311-328, 1514 (weather services and general services for employees at remote locations);

c. Title 33, United States Code, Section 706 (hydroclimatic network); and

d. Title 49, United States Code, Sections 1151-1155, 1157-1159, 1160, 1351, 1463 (aviation weather).

2. Other Authorities - The Secretary of Commerce also is authorized to perform other services pursuant to the following authorities:

a. Executive Order 11490, as amended, Sections 102, 901(3)(a), and 905(1) (emergency preparedness);

b. Executive Order 11564 (functions of the NOAA Data Buoy Center);

c. OMB Circular A-62, November 13, 1963, Sections 3 and 4 (coordination of meteorological services); and

d. Title 42, United States Code, Section 5132 as delegated by the Secretary of Housing and Urban Development to the Secretary of Commerce by 40 FR 42769 (disaster warnings).

3. Delegation to the Administrator of NOAA - By Section 3.01 of Department of Commerce Organization Order 25-5A (DOO 25-5A) at subsections a, b, e, f, i, p, q, r, and bb, the Secretary has delegated, with certain reservations, all of the authority specified in paragraphs 1 and 2 of this directive to the Administrator. In addition, by Section 3.02 of DOO 25-5A, the Secretary has delegated to the Administrator such additional authorities of the Secretary, not enumerated, as are necessary to perform the functions assigned in the order. Section 3.04 of DOO 25-5A authorizes the Administrator to redelegate these authorities to any employee of NOAA.

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4. Reservation of Authority by the Secretary - The Secretary has reserved authority to provide general policy guidance to the Administrator and to consult with the Administrator to the extent permitted by law concerning the Administrator's functions.

5. Delegation to the Assistant Administrator for Weather Services - With the reservations specified herein, all authority vested in the Secretary of Commerce as specified in paragraphs 1 and 2 of this directive and delegated to the Administrator as specified in paragraph 3 of this directive, is hereby delegated to the Assistant Administrator for Weather Services. The additional authorities of the Secretary, not enumerated, referred to in Section 3.02 of D00 25-5A may be exercised by the Assistant Administrator to the extent necessary to perform the functions assigned in this directive. These additional authorities include authority to conduct special or joint projects pursuant to Title 15, United States Code, Section 1525. The authority of the Assistant Administrator may be redelegated to any employee of NOAA.

6. Reservation of Authority by the Administrator - The Administrator hereby reserves the authority to provide general policy guidance to, and consult with, the Assistant Administrator for Weather Services to the extent permitted by law concerning the Assistant Administrator's functions.

7. Effect on Other Issuances

a. This directive supersedes NOAA Circular 77-94 filed with NOAA Directives Manual 05-01, NOAA Circular 79-31 filed as NOAA Directives Manual 05-30, and NOAA Circular 77-89 filed as NOAA Directives Manual 05-31.

b. The delegations in this directive do not modify provisions of other DOC or NOAA issuances containing clearance requirements or delegating to other DOC or NOAA components specific functions pursuant to the authorities specified in paragraphs 1 and 2 hereof.

END