CLEAN WATER ACT

2-62. Financial Assistance for Development and Implementation of State Nonpoint Source Management Programs

1. **AUTHORITY.** To approve grants or cooperative agreements to states under Section 319 of the Clean Water Act, using funds reserved under Section 205(j)(5) of the Act or funds appropriated under Section 319 of the Act.

2. **TO WHOM DELEGATED.** Chief, Clean Water Branch.

3. **LIMITATIONS.** This authority does not include the authority to approve performance partnership assistance agreements that may include CWA § 319 program funds. Authority to approve performance partnership assistance agreements is covered under Delegation 1-101.

4. **REDELEGATION AUTHORITY.**

   a. This authority may not be redelegated.

   b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

5. **ADDITIONAL REFERENCES.**

   a. CWA § 319.

   b. Federal Grant and Cooperative Agreement Act of 1977, P.L. No. 95-224, as amended, 31 U.S.C. § 6301 et seq.

   c. Departments of Veterans Affairs and Housing and Urban Development and Independent Agencies Appropriations Act, Pub. L. No. 106-074, 113 Stat. 1081 (2000).

   d. 40 C.F.R. Chapter 1, Subchapter B, which provides EPA's regulations on Grants and Other Federal Assistance.

   e. 2 C.F.R. Part 200, OMB Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards; and 2 C.F.R. Part 1500, EPA's adoption and supplementation of the OMB uniform award requirements.

   f. EPA Order series 5700, which provides EPA policies regarding assistance agreements.

   g. Nonpoint Source Program and Grants Guidelines for States and Territories, April 2013.

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h. Delegation 1-14-A, Assistance Agreements, which delegates to the officials in the Mission Support Division the authority to take all necessary actions to award, obligate and de-obligate funds for, and administer fellowship, grant, cooperative and loan agreements, and to make any final determinations required by law or regulations, with eligible recipients.

Darcy O'Connor, Director
Water Division

JAN 27 2020
Date