

§ 1700.54

7 CFR Ch. XVII (1–1–14 Edition)

time. Unless terminated by the Administrator, written delegations under paragraph (e) of this section expire in accordance with their terms. Individuals acting as successors under paragraph (b) of this section will be relieved of such authority as soon as an incumbent in a position listed higher on the order of succession is available, able, and assumes the functions and duties of the Administrator, or when an official with requisite authority designates a permanent or acting Administrator.

(g) Individuals exercising authority under this §1700.53 shall keep a record of important actions taken and the period during which the authority is exercised.

(h) The authority to perform functions and duties pursuant to this §1700.53 can not be redelegated by an incumbent of a position listed in paragraph (b) of this section.

[71 FR 8436, Feb. 17, 2006]

§ 1700.54 **Electric Program.**

(a) *Administrator:* The authority to approve the following loans, loan guarantees, and lien accommodations and subordinations of liens is reserved to the Administrator:

- (1) All discretionary hardship loans.
- (2) All loans, loan guarantees, and lien accommodations and subordinations of liens to finance operating costs.
- (3) All loans, loan guarantees, and lien accommodations and subordinations of liens of more than \$20,000,000 for distribution borrowers or more than \$50,000,000 for power supply borrowers.
- (4) All loans, loan guarantees, and lien accommodations and subordinations of liens for distribution borrowers that are members of a power supply borrower that is in default of its obligations to the Government or that is currently assigned to the Financial Services Staff, unless otherwise determined by the Administrator.
- (5) All loans, loan guarantees, and lien accommodations and subordinations of liens that require an Environmental Impact Statement.
- (6) Certifications and findings required by the RE Act or other applicable laws and regulations, the placing

and releasing of conditions precedent to the advance of funds, and all security instruments, loan contracts, and all other necessary documents relating to the authorities reserved in this section.

(7) Execution of all loan contracts, security instruments, and all other documents in connection with loans, loan guarantees, and lien accommodations approved by the Administrator.

(b) *The Assistant Administrator, Electric Program,* has the authority to approve the following loans, loan guarantees, and lien accommodations and subordinations of liens, except for those approvals reserved to the Administrator:

- (1) Loans, loan guarantees, and lien accommodations and subordinations of liens for distribution borrowers in amounts not exceeding \$20,000,000.
- (2) Loans, loan guarantees, and lien accommodations and subordinations of liens for power supply borrowers in amounts not exceeding \$50,000,000.
- (3) Execution of all loan contracts, security instruments, and all other documents in connection with loans, loan guarantees, and lien accommodations approved by the Assistant Administrator, Electric Program.

(c) *Directors, Regional Divisions,* have the authority to approve, for distribution borrowers:

- (1) Loans, loan guarantees, and lien accommodations and subordinations of liens in amounts not exceeding \$15,000,000 except for those approvals reserved to the Administrator.
- (2) All certifications and findings required by the RE Act or other applicable laws and regulations, the imposing and releasing of conditions precedent to the advance of loan funds, and all security instruments, loan contracts, and all other documents relating to the delegations set forth in paragraph (c)(1) of this section.
- (d) *Director, Power Supply Division,* has the authority to approve for power supply borrowers:
 - (1) Loans, loan guarantees, and lien accommodations and subordinations of liens in amounts not exceeding \$30,000,000, except for those approvals reserved to the Administrator.

Rural Utilities Service, USDA

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(2) All certifications and findings required by the RE Act or other applicable laws and regulations, the placing and releasing of conditions precedent to the advance of funds, and all security instruments, loan contracts or all other documents relating to the delegations set forth in paragraph (d)(1) of this section.

§ 1700.55 Telecommunications Program.

(a) *Administrator*: The authority to approve the following loans, loan guarantees, and lien accommodations is reserved to the Administrator:

(1) All loans, loan guarantees, and lien accommodations and subordinations of liens to finance operating costs.

(2) All loans, loan guarantees, or lien accommodations and subordinations of liens of \$25,000,000 or more.

(3) Loans and loan guarantees with acquisition costs of \$5,000,000 or more.

(4) Loans and loan guarantees containing funds to refinance outstanding debt of more than \$5,000,000.

(5) All loan contracts, security instruments, and all other documents to be executed in connection with loans and loan guarantees approved by the Administrator.

(b) *Assistant Administrator, Telecommunications Program*, has the authority to approve the following loans, loan guarantees, and lien accommodations, except for those approvals reserved to the Administrator:

(1) Loans, loan guarantees, and lien accommodations and subordinations of liens not to exceed \$25,000,000 except for those reserved to the Administrator.

(2) Loans and loan guarantees with acquisition costs where the acquisition portion of the loan is less than \$5,000,000.

(3) Loans and loan guarantees including refinancing amounts that do not exceed \$5,000,000.

(4) Distance learning and telemedicine loans and loan guarantees that do not exceed \$5,000,000.

(5) Loan contracts, security instruments, and other documents to be executed in connection with loans and loan guarantees approved by the Assistant Administrator, Telecommunications Program.

(c) *Area Directors* have the authority to approve the following loans, loan guarantees, and lien accommodations, except for those approvals reserved to the Administrator:

(1) Loans, loan guarantees, and lien accommodations and subordinations of liens of less than \$10,000,000.

(2) Loans and loan guarantees with acquisition costs of less than \$2,000,000.

(3) Loans and loan guarantees including refinancing amounts of less than \$2,000,000.

(4) Any modifications in the method of carrying out loan purposes.

§ 1700.56 Water and Environmental Programs.

The State Rural Development Offices have the responsibility for making and servicing water and waste loans and grants.

§ 1700.57 Distance Learning and Telemedicine Loan and Grant Program.

(a) *Administrator*: The authority to approve the following loans and lien accommodations is reserved to the Administrator:

(1) Grants or loan and grant combinations.

(2) The number selected from each state for financial assistance for grant approval and loans or grants approved.

(3) Extension of principal and interest repayments for rural development purposes.

(4) Loan contracts, security instruments, and all other documents to be executed in connection with loans and loan guarantees approved by the Administrator.

(b) *Assistant Administrator, Telecommunications Program*, has the authority to approve the following loans and lien accommodations and subordinations of liens:

(1) Loans, that do not also include requests for grant funds, except for those reserved to the Administrator.

(2) Loan contracts, security instruments, and all other documents to be executed in connection with loans and loan guarantees approved by the Assistant Administrator, Telecommunications Program.