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to the Secretary or his or her designee the employee's request, the recommendation of the head of the employee's principal operating component, the views of the Department of Justice, and the General Counsel's recommendation.

(h) Any payment under this part, either to indemnify a Department employee or to settle a personal damage claim, is contingent upon the availability of appropriated funds of the Department that are permitted by law to be utilized for this purpose.

**PART 20—OFFICE OF HEARINGS AND APPEALS**

Sec.

20.1 Establishment of the Office of Hearings and Appeals.

20.3 Location, organization, and officer qualifications.

20.5 Jurisdiction of Office of Appeals.

AUTHORITY: 42 U.S.C. 3535(d).

SOURCE: 72 FR 53878, Sept. 20, 2007, unless otherwise noted.

**§ 20.1 Establishment of the Office of Hearings and Appeals.**

There is established in the Office of the Secretary the Office of Hearings and Appeals.

**§ 20.3 Location, organization, and officer qualifications.**

(a) *Mailing address.* The Office of Hearings and Appeals is located at the U.S. Department of Housing and Urban Development, 451 7th Street, SW., Room B-133, Washington, DC 20410.

(b) *Location.* For deliveries, the Office of Hearings and Appeals is physically located at 409 Third Street, SW., Suite 201, Washington, DC 20024. The telephone number of the Office of Hearings and Appeals is 202-254-0000. Hearing- or speech-impaired individuals may access this number via TTY by calling the toll-free Federal Information Relay Service at 800-877-8339. The facsimile number is 202-619-7304.

(c) *Organization.* The Office of Hearings and Appeals consists of two divisions: the Office of Administrative Law Judges and the Office of Appeals. Its administrative activities are supervised by the Director of the Office of Hearings and Appeals.

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(d) *Officer qualifications.* The Director, Administrative Judges, and Administrative Law Judges of the Office of Hearings and Appeals shall be attorneys at law duly licensed by any state, commonwealth, territory, or the District of Columbia.

[72 FR 53878, Sept. 20, 2007, as amended at 74 FR 4635, Jan. 26, 2009]

**§ 20.5 Jurisdiction of Office of Appeals.**

The Office of Appeals shall, consistent with statute and regulation, have jurisdiction over matters assigned to it by the Secretary or designee. Determinations shall have the finality provided by the applicable statute, regulation, or agreement.

**PART 24—GOVERNMENTWIDE DEBARMENT AND SUSPENSION (NONPROCUREMENT)**

AUTHORITY: 42 U.S.C. 3535(d).

**§ 24.1 Debarment and Suspension (Nonprocurement).**

The policies, procedures, and requirements for debarment, suspension, and limited denial of participation are set forth in 2 CFR part 2424.

[72 FR 73491, Dec. 27, 2007]

**PART 25—MORTGAGEE REVIEW BOARD**

Sec.

25.1 Scope of rules in this part.

25.2 Establishment and authority of Board.

25.3 Definitions.

25.4 Operation of the Mortgagee Review Board.

25.5 Administrative actions.

25.6 Violations creating grounds for administrative action.

25.7 Notice of violation.

25.8 Factors considered in taking administrative action.

25.9 Notice of administrative action.

25.10 Hearings and hearing request.

25.11 Modification of Board orders.

25.12 Public access to information; publication of actions.

25.13 Notifying GNMA of withdrawal actions.

25.15 Retroactive application of Board regulations.

25.17 [Reserved]