



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

NOV 30 2022

THE ADMINISTRATOR

**MEMORANDUM**

**SUBJECT:** Delegation of Authority 14-21A, Consultations, Determinations, Reviews and Selection of Remedial Actions at Federal Facilities

**FROM:** Michael S. Regan *Michael S. Regan*

**TO:** Assistant Administrator for Land and Emergency Management

Regional Administrators

**14-21A. Consultations, Determinations, Reviews and Selection of Remedial Actions at Federal Facilities (120 TN 539)**

1. **AUTHORITY.** Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, as amended:
  - a. to consult with agencies, departments and instrumentalities regarding investigations of federal facilities under Section 120(e)(1);
  - b. to review the plans for and results of such investigations and studies under Section 120(e)(2);
  - c. to select remedial actions under Section 120(e)(4); and
  - d. to determine under Section 120(e)(6) if remedial investigations and feasibility studies or remedial action will be done properly at a federal facility by another potentially responsible party within the deadlines provided in Section 120(e)(1), (2) and (3).
2. **TO WHOM DELEGATED.** The Assistant Administrator for Land and Emergency Management.
3. **LIMITATIONS.** None.
4. **REDELEGATION AUTHORITY.**
  - a. The Assistant Administrator for Land and Emergency Management may redelegate these authorities within the Office of Land and Emergency Management to the office director level for the Federal Facilities Restoration and Reuse Office and no further or to the regional administrators, who may redelegate the authority.

- 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, including deputies, to the official to whom it has been specifically redelegated.

**5. ADDITIONAL REFERENCES.**

- a. 40 CFR Part 300, National Oil and Hazardous Substances Pollution Contingency Plan.
- b. Executive Order 12580, as amended.
- c. EPA Delegation of Authority 14-21B, Agreements with Other Federal Agencies.
- d. EPA Delegation of Authority 14-40, Evaluation of Approved Remedial Design.