

**U.S. DEPARTMENT OF AGRICULTURE  
OFFICE OF THE SECRETARY  
WASHINGTON, D.C. 20250**

**SECRETARY'S MEMORANDUM 1076-035  
April 24, 2020**

**Delegations of Authority Under the Families First Coronavirus Response Act  
and the Coronavirus Aid, Relief, and Economic Security Act**

1. PURPOSE

This Memorandum delegates the authority of the Secretary under Section 1101(g) of the *Families First Coronavirus Response Act*, Pub. L. 116-127 (7 U.S.C. 2011 note), to purchase commodities for emergency distribution during a public health emergency designation. This Memorandum also delegates authority to administer the funds appropriated to the Office of the Secretary under the *Coronavirus Aid, Relief, and Economic Security (CARES) Act*, Pub. L. 116-136, to prevent, prepare for, and respond to coronavirus by providing support for agricultural producers impacted by coronavirus.

2. DELEGATIONS

- a. The Under Secretary for Marketing and Regulatory Programs (MRP) is delegated the authority vested in the Secretary by Section 1101(g) of the *Families First Coronavirus Response Act* to purchase commodities for emergency distribution in any area of the United States during a public health emergency designation. This authority is further delegated to the Administrator, Agricultural Marketing Service (AMS).
- b. The Under Secretary for MRP is delegated the authority, in coordination with the Under Secretary for Farm Production and Conservation (FPAC), to administer the funds made available to the Office of the Secretary under Title I of Division B, *Emergency Appropriations for Coronavirus Health Response to Agency Operations*, of the CARES Act. This authority is further delegated to the Administrator, AMS, in coordination with the Administrator, Farm Service Agency (FSA).
- c. The Under Secretary for FPAC is delegated the authority, in coordination with the Under Secretary for MRP, to administer the funds made available to the Office of the Secretary under Title I of Division B, *Emergency Appropriations for Coronavirus Health Response to Agency Operations*, of the CARES Act. This authority is further delegated to the Administrator, FSA, in coordination with the Administrator, AMS.

### 3. EXISTING DIRECTIVES

Prior delegations of authority, administrative regulations, and other directives not inconsistent with the provisions of this Memorandum will remain in full force and effect.

### 4. EFFECTIVE DATE AND TERMINATION

These delegations of authority are effective immediately. The delegations in Section 2a will remain in effect for the remainder of fiscal year 2020 or until such earlier time as the declaration of a public health emergency, based on an outbreak of SARS-CoV-2 or another coronavirus with pandemic potential, by the Secretary of Health and Human Services under Section 319 of the *Public Health Service Act* (42 U.S.C. 247d), is no longer in effect. The delegations in Sections 2b and 2c will remain in effect until the subject funds have been expended.

/s/ SONNY PERDUE  
SECRETARY OF AGRICULTURE