

Department of
Veterans Affairs

Memorandum

Date: JUL 29 2016

From: Secretary of Veterans Affairs

Subj: Delegation of Authority - Designation of Proposing and Deciding Officials

To: Under Secretaries, Assistant Secretaries, and Other Key Officials

1. **DELEGATION.** The Deputy Secretary is delegated authority to designate on a case-by-case basis proposing and deciding officials in all disciplinary, adverse, and major adverse actions, whether under the authority of Title 5 United States Code (U.S.C.) or Title 38 U.S.C., without regard to the delegations described in VA Handbook 5021. Unless this delegation is specifically invoked by the Deputy Secretary, the delegations in VA Handbook 5021 will be followed.

2. **AUTHORITY.** 38 U.S.C. § 512.

3. **RESTRICTIONS.** Designations must comply with the requirement of 38 U.S.C. § 7462(b)(1)(B) that the deciding official for a Title 38 action be an official higher in rank than the charging (proposing) official. Designations may not be made for the purpose of securing a specific result.

4. **REDELEGATION.** Subject to the same restrictions, this authority may be re-delegated to the Director, Office of Accountability Review.

5. **EFFECTIVE DATE.** This delegation is effective upon signature and expires two years after the date delegated.



Robert McDonald

