

# (Rescinded by 00-002.09A)

DEPARTMENT OF ENERGY  
REDELEGATION ORDER NO. 00-002.09  
TO THE ASSISTANT SECRETARY  
OF THE OFFICE OF ENVIRONMENT, SAFETY AND HEALTH

1. DELEGATION. Pursuant to section 202(b) of the Department of Energy Organization Act ((the Act) Public Law 95-91, 42 U.S.C. 7132(b)) and Secretary of Energy Delegation Order 00-002 provided to the Under Secretary for Energy, Science and Environment to establish, alter, consolidate or discontinue organizational units or components pursuant to section 643 of the Act (42 U.S.C. 7253), I delegate to the Assistant Secretary of the Office of Environment, Safety and Health the authority to establish, alter, consolidate or discontinue such organizational units or components within their assigned organizational elements as deemed to be necessary or appropriate.
  - A. In exercising this authority, or as redelegated pursuant thereto, delegates will be limited by approved budgets, staffing level allocations, and Senior Executive Service and other executive resource position allocations. Organizational changes shall not be announced or implemented until appropriate union coordination and other pre-release clearances have been obtained.
  - B. This authority does not include approval of additional, deletion, or transfer of mission and functions of or between Departmental Headquarters and Field elements which authority is reserved to the Secretary.
  - C. Heads of Departmental Headquarters may delegate the authority to alter or consolidate organizational elements further, in whole or in part, consistent with the terms of the Department of Energy Organization Act, to an official or officials one level below the Head of the Departmental Headquarters Elements.
  - D. The authority to establish or discontinue organizational elements at the first or second level below the Head of the Departmental Headquarters Elements may not be redelegated.
  - E. Acting Heads of Departmental Headquarters may not redelegate these authorities and may only establish, alter, consolidate or discontinue organizational units at the third level and below. During the tenure of an acting Head of a Departmental Headquarters organizational units below the Head of Departmental Headquarters may not exercise redelegations granting the authority to alter or consolidate units.
2. RESCISSION. Delegation Order 0204-153 is hereby rescinded.

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3. LIMITATION.

- 3.1 In exercising the authority delegated in this Order, a delegate shall be governed by the rules and regulations of the Department of Energy and the policies and procedures prescribed by the Secretary or delegate(s).
- 3.2 Nothing in this Order precludes the Secretary from exercising any of the authority delegated by this Order.
- 3.3 Any amendments to this Order shall be in consultation with the Department of Energy General Counsel.

4. AUTHORITY TO REDELEGATE.

- 4.1 Except as expressly prohibited by law, regulation, or this Order, the Assistant Secretary of the Office of Environment, Safety and Health, may delegate this authority further, in whole or in part.
- 4.2 Copies of redelegations and any subsequent redelegations shall be provided to the Office of Management and Operations Support, which manages the Secretarial Delegations of Authority system.

5. DURATION AND EFFECTIVE DATE.

- 5.1 All actions pursuant to any authority delegated prior to this Order or pursuant to any authority delegated by this Order taken prior to and in effect on the date of this Order are ratified and remain in force as if taken under this Order, unless or until rescinded, amended or superseded.
- 5.2 This Order is effective January 8, 2002.



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Robert G. Card  
Under Secretary for Energy,  
Science and Environment