



THE SECRETARY OF VETERANS AFFAIRS
WASHINGTON

JAN 08 2020

**MEMORANDUM FOR UNDER SECRETARIES, ASSISTANT SECRETARIES, AND
OTHER KEY OFFICIALS**

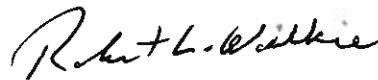
SUBJECT: Delegation of Authority to Investigate Allegations of Misconduct, Poor Performance, and Retaliation by Individuals Occupying Certain Positions (VIEWS 1789421)

1. **DELEGATION.** The Assistant Secretary for Accountability and Whistleblower Protection is delegated the authority to receive, review, and investigate allegations of misconduct, poor performance, and retaliation by individuals occupying the positions identified below. I have determined this responsibility is related to the functions of the Office of Accountability and Whistleblower Protection (OAWP) because the positions identified below have a substantial impact on the Department's operations and determine, advocate for or against, or make policy for the Department.
 - a. Senior-level positions described in 5 Code of Federal Regulations (CFR) § 319.102;
 - b. Scientific and professional positions described in 5 CFR § 319.103;
 - c. Veterans Law Judges (including Chief Veterans Law Judges);
 - d. Veterans Health Administration and Veterans Benefits Administration facility directors, associate and assistant directors at General Schedule (GS) grade 14 or above;
 - e. National Cemetery Administration cemetery directors and district chiefs of operation at GS grade 14 or above; and
 - f. Senior Executive Service (SES) appointees; other than career appointees (e.g., non-career SES and limited term SES appointees).
2. **AUTHORITY.** 38 United States Code §§ 303, 323(b)(4), and 512(a).
3. **RESTRICTIONS.** This delegation is to be carried out under the procedures set forth in Department of Veterans Affairs (VA) Directive 0500, Office of Accountability and Whistleblower Protection: Investigation of Whistleblower Disclosures and Allegations Involving Senior Leaders or Whistleblower Retaliation. This delegation is concurrent with the Secretary's authority and does not preclude the Secretary from exercising any of the authorities or otherwise delegating the authorities herein.

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4. **REDELEGATION.** Authorities delegated herein may be redelegated within OAWP by the Assistant Secretary, Accountability and Whistleblower Protection.
5. **EFFECTIVE DATE.** This delegation is effective upon signature. I waive the 2-year sunset date required by VA Directive 0000, Delegations of Authority.



Robert L. Wilkie