

EXECUTIVE OFFICE OF THE PRESIDENT OFFICE OF MANAGEMENT AND BUDGET WASHINGTON, D.C. 20503

April 26, 2024

M-24-13

MEMORANDUM FOR HEADS OF EXECUTIVE DEPARTMENTS AND AGENCIES

Shalanda D. Yang

FROM: Shalanda D. Young

Director

SUBJECT: Implementing the Presidential Transition Act

This Memorandum provides guidance to all Executive departments and agencies (agencies) on assisting the Presidential transition activities required by the Presidential Transition Act of 1963, as amended (3 U.S.C. § 102 note).¹

Background

The Presidential Transition Act promotes the orderly transfer of Executive powers in connection with the expiration of the term of office of a President and the inauguration of a new President. The activities required by the Act are also helpful to prepare for leadership transitions that occur between the first and second terms of Administrations.

The Act requires the establishment of a White House Transition Coordinating Council, an Agency Transition Directors Council, and designation of a General Services Administration (GSA) Federal Transition Coordinator. The Act establishes a timetable for agencies to name points of contact to assist with transition efforts and develop succession plans, and establishes responsibilities for the Agency Transition Directors Council.

Timetable of Required Agency Actions

1. By May 3, 2024, each agency identified in Enclosure 1 shall name its Agency Transition Director. The Agency Transition Director should be a senior career representative whose responsibilities include leading Presidential transition efforts within the agency. Agencies shall provide the name, title, email address, and telephone number for their Agency Transition Directors to GSA's Federal Transition Coordinator at PresidentialTransition2024@gsa.gov. These individuals will serve on the Agency Transition Directors Council, co-chaired by the Federal Transition Coordinator and the Deputy Director for Management of the Office of Management and Budget (OMB).

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¹ As used in this memorandum, the term "agency" means an Executive agency as defined in 5 U.S.C. § 105.

- 2. By May 3, 2024, each agency identified in Enclosure 2 shall identify a point of contact for communication purposes related to Presidential transition efforts. Agencies shall provide the name, title, email address, and telephone number for their communication coordination to GSA's Federal Transition Coordinator at PresidentialTransition2024@gsa.gov.
- 3. Not later than September 15, 2024, and in accordance with subchapter III of chapter 33 of title 5, United States Code, the head of each agency shall ensure that a succession plan is in place for each senior non-career position in the agency.

Responsibilities

The Agency Transition Directors Council shall:

- Ensure that the Federal Government has an integrated strategy for addressing interagency challenges and responsibilities around Presidential transitions and turnover of non-career appointees;
- Coordinate transition activities among the Executive Office of the President, agencies, and the transition team of eligible candidates and the apparent successful candidates (as determined under the Presidential Transition Act);
- Draw on guidance provided by the White House Transition Coordinating Council and lessons learned from previous Presidential transitions in carrying out its duties;
- Assist the Federal Transition Coordinator in identifying and carrying out the responsibilities of the Federal Transition Coordinator relating to a Presidential transition;
- Provide guidance to agencies in gathering briefing materials and information relating to the Presidential transition that may be requested by eligible candidates;
- Ensure that the materials and information described above are prepared not later than November 1 of the year during which a Presidential election is held;
- Ensure that agencies adequately prepare career employees who are designated to fill non-career positions during a Presidential transition; and
- Consult with the President's Management Council in carrying out the Agency Transition Directors Council's duties.

On May 29, 2024, OMB and GSA intend to hold the first meeting of the Agency Transition Directors Council. Calendar invitations will be distributed to the Agency Transition Directors in advance of the meeting.

If you have any questions regarding this Memorandum, please contact Aimee Whiteman, Federal Transition Coordinator at GSA (aimee.whiteman@gsa.gov).

Enclosures:

- 1. List of Agencies to Provide Agency Transition Director
- 2. List of Agencies to Provide Presidential Transition Communication Point of Contact Information

Enclosure 1

List of Agencies to Provide Agency Transition Director

Department of Agriculture

Department of Commerce

Department of Defense

Department of Education

Department of Energy

Department of Health and Human Services

Department of Homeland Security

Department of Housing and Urban Development

Department of the Interior

Department of Justice

Department of Labor

Department of State

Department of Transportation

Department of the Treasury

Department of Veterans Affairs

Environmental Protection Agency

National Aeronautics and Space Administration

Office of Personnel Management

Office of Government Ethics

National Archives and Records Administration

Enclosure 2

<u>List of Agencies to Provide Presidential Transition</u> <u>Communication Point of Contact Information</u>

Ability One Commission

Access Board

Administrative Conference of the United States

Advisory Council on Historic Preservation

African Development Foundation

Alyce Spotted Bear and Walter Soboleff Commission on Native Children

American Battle Monuments Commission

American National Red Cross

Amtrak (National Railroad Passenger Corporation)

Appalachian Regional Commission

Appraisal Subcommittee of the Federal Financial Institutions Examination Council

Armed Forces Retirement Home

Barry Goldwater Scholarship and Excellence in Education Foundation

Central Intelligence Agency

Chemical Safety and Hazard Investigation Board

Christopher Columbus Fellowship Foundation

Civil Rights Cold Case Records Review Board

Commission for the Preservation of America's Heritage Abroad

Commission on Civil Rights

Commission on Fine Arts

Commodity Futures and Trading Commission

Consumer Financial Protection Bureau

Consumer Product Safety Commission

Corporation for National and Community Service

Corporation for Public Broadcasting

Court Services and Offender Supervision Agency

Council of Governors

Defense Nuclear Facilities Safety Board

Delaware River Basin Commission

Delta Regional Authority

District of Columbia Commission on Judicial Disabilities and Tenure

Dwight D. Eisenhower Memorial Commission

Election Assistance Commission

Equal Employment Opportunity Commission

Export-Import Bank of the United States

Farm Credit Administration

Farm Credit System Insurance Corporation

Federal Agricultural Mortgage Corporation (Farmer Mac)

Federal Communications Commission

Federal Deposit Insurance Corporation

Federal Election Commission

Federal Energy Regulatory Commission

Federal Financial Institutions Examination Council

Federal Housing Finance Agency

Federal Labor Relations Authority

Federal Maritime Commission

Federal Mediation and Conciliation Service

Federal Mine Safety and Health Review Commission

Federal Permitting Improvement Steering Council

Federal Reserve Board

Federal Retirement Thrift Investment Board

Federal Trade Commission

Gulf Coast Ecosystem Restoration Council

Harry S. Truman Scholarship Foundation

Institute of American Indian Arts

Institute of Museum and Library Services

Interagency Council on Homelessness

Inter-American Foundation

International Boundary and Water Commission

International Pacific Halibut Commission

International Trade Commission

Interstate Commission on the Potomac River Basin

J. William Fulbright Foreign Scholarship Board

James Madison Memorial Fellowship Foundation

Japan-U.S. Friendship Commission

John F. Kennedy Center for the Performing Arts

Legal Services Corporation

Marine Mammal Commission

Merit Systems Protection Board

Metropolitan Washington Airports Authority

Millennium Challenge Corporation

Mississippi River Commission

Morris K. Udall and Stewart L. Udall Foundation

National Capital Planning Commission

National Consumer Cooperative Bank

National Council on Disability

National Credit Union Administration

National Endowment for the Arts

National Endowment for the Humanities

National Gallery of Art

National Institute of Building Sciences

National Labor Relations Board

National Mediation Board

National Science Foundation

National Transportation Safety Board

Neighborhood Reinvestment Corporation

Northern Border Regional Commission

Nuclear Regulatory Commission

Nuclear Waste Technical Review Board

Occupational Safety and Health Review Commission

Office of Navajo and Hopi Indian Relocation

Office of the Director of National Intelligence

Office of the United States Trade Representative

Overseas Private Investment Corporation

Payment to Puerto Rico Oversight Board

Peace Corps

Pension Benefit Guaranty Corporation

Postal Regulatory Commission

President's Commission on White House Fellowships

President's Committee on the Arts and the Humanities

Presidio Trust

Pretrial Services Agency

Privacy and Civil Liberties Oversight Board

Public Building Reform Board

Railroad Retirement Board

Securities Investor Protection Corporation

Selective Service System

Small Business Administration

Smithsonian Institution

Social Security Administration

Social Security Advisory Board

Southeast Crescent Regional Commission

Southwest Border Regional Commission

State Justice Institute

Surface Transportation Board

Tennessee Valley Authority

United States Agency for Global Media

United States Agency for International Development

United States Arctic Research Commission

United States Institute of Peace

United States International Trade Commission

United States Mission to the United Nations

United States Office of Special Counsel

United States Postal Service

United States Securities and Exchange Commission

United States Semiquincentennial Commission

United States Sentencing Commission

United States Trade and Development Agency

United Service Organizations

United States Commission on International Religious Freedom

United States Holocaust Memorial Museum

United States Patent & Trademark Office

Utah Reclamation Mitigation and Conservation Commission

Vietnam Education Foundation Woodrow Wilson International Center for Scholars (Board of Trustees) World War I Centennial Commission