

## Calendar No. 585

117TH CONGRESS  
2D SESSION**H. R. 2662****[Report No. 117-226]**

## IN THE SENATE OF THE UNITED STATES

JULY 12, 2021

Received; read twice and referred to the Committee on Homeland Security and  
Governmental Affairs

DECEMBER 5, 2022

Reported by Mr. PETERS, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

**AN ACT**To amend the Inspector General Act of 1978, and for other  
purposes.

1 *Be it enacted by the Senate and House of Representa-*  
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) ~~SHORT TITLE.—This Act may be cited as the “IG~~  
 5 ~~Independence and Empowerment Act”.~~

6 (b) ~~TABLE OF CONTENTS.—The table of contents for~~  
 7 ~~this Act is as follows:~~

See: 1. Short title; table of contents.

TITLE I—INSPECTOR GENERAL INDEPENDENCE

- Sec. 101. Short title.
- Sec. 102. Amendment.
- Sec. 103. Removal or transfer requirements.

TITLE II—CONGRESSIONAL NOTIFICATION OF CHANGE IN STATUS OF INSPECTOR GENERAL

- Sec. 201. Short title.
- Sec. 202. Change in status of Inspector General offices.
- Sec. 203. Presidential explanation of failure to nominate an Inspector General.

TITLE III—VACANCY OF INSPECTOR GENERAL POSITIONS

- Sec. 301. Vacancy of Inspector General positions.

TITLE IV—COUNCIL OF INSPECTORS GENERAL ON INTEGRITY AND EFFICIENCY TRANSPARENCY

- Sec. 401. Short title.
- Sec. 402. Additional information to be included in requests and reports to Congress.
- Sec. 403. Availability of information to members of Congress regarding certain allegations of wrongdoing closed without referral.
- Sec. 404. Semiannual report.
- Sec. 405. Additional reports; rules of construction.
- Sec. 406. Membership of Integrity Committee.
- Sec. 407. Requirement to refer allegations of wrongdoing against Inspector General to Integrity Committee.
- Sec. 408. Requirement to report final disposition to Congress.

TITLE V—ADDITIONAL AUTHORITY PROVISIONS FOR INSPECTORS GENERAL

- Sec. 501. Short title.
- Sec. 502. Additional authority provisions for Inspectors General.

TITLE VI—INVESTIGATIONS OF DEPARTMENT OF JUSTICE PERSONNEL

- Sec. 601. Short title.
- Sec. 602. Investigations of Department of Justice personnel.

TITLE VII—OFFICE OF INSPECTOR GENERAL WHISTLEBLOWER COMPLAINTS

- Sec. 701. Short title.
- Sec. 702. Office of Inspector General whistleblower complaints.

TITLE VIII—NOTICE OF ONGOING INVESTIGATIONS WHEN THERE IS A CHANGE IN STATUS OF INSPECTOR GENERAL

- Sec. 801. Notice of ongoing investigations when there is a change in status of Inspector General.

TITLE IX—COUNCIL OF THE INSPECTORS GENERAL ON INTEGRITY AND EFFICIENCY APPROPRIATION

Sec. 901. CIGIE appropriation.

TITLE X—NOTICE OF REFUSAL TO PROVIDE INSPECTORS  
GENERAL ACCESS

Sec. 1001. Notice of refusal to provide information or assistance to Inspectors  
General.

TITLE XI—ENHANCEMENTS TO INSPECTOR GENERAL TRAINING

Sec. 1101. Short title.

Sec. 1102. Enhancements to Inspector General Training.

TITLE XII—EQUITABLE PAY FOR INSPECTORS GENERAL

Sec. 1201. Equitable pay for Inspectors General.

TITLE XIII—REPORT

Sec. 1301. GAO Review and Report.

TITLE XIV—BUDGETARY EFFECTS

Sec. 1401. Determination of budgetary effects.

TITLE XV—SEVERABILITY

Sec. 1501. Severability.

1 **TITLE I—INSPECTOR GENERAL**  
2 **INDEPENDENCE**

3 **SEC. 101. SHORT TITLE.**

4 This title may be cited as the “Inspector General  
5 Independence Act”.

6 **SEC. 102. AMENDMENT.**

7 The Inspector General Act of 1978 (5 U.S.C. App.)  
8 is amended—

9 (1) in section 3(b)—

10 (A) by striking “An Inspector General”  
11 and inserting:

12 “(1) An Inspector General”;

1           (B) by inserting after “by the President”  
2           the following: “in accordance with paragraph  
3           (2)”; and

4           (C) by inserting at the end the following  
5           new paragraph:

6           “(2) The President may remove an Inspector  
7           General only for any of the following grounds (and  
8           the documentation of any such ground shall be in-  
9           cluded in the communication required pursuant to  
10          paragraph (1)):

11          “(A) Documented permanent incapacity.

12          “(B) Documented neglect of duty.

13          “(C) Documented malfeasance.

14          “(D) Documented conviction of a felony or con-  
15          duct involving moral turpitude.

16          “(E) Documented knowing violation of a law or  
17          regulation.

18          “(F) Documented gross mismanagement.

19          “(G) Documented gross waste of funds.

20          “(H) Documented abuse of authority.

21          “(I) Documented inefficiency.”; and

22          (2) in section 8G(e)(2), by adding at the end  
23          the following: “An Inspector General may be re-  
24          moved only for any of the following grounds (and  
25          the documentation of any such ground shall be in-

1 eluded in the communication required pursuant to  
2 this paragraph):

3 “(A) Documented permanent incapacity.

4 “(B) Documented neglect of duty.

5 “(C) Documented malfeasance.

6 “(D) Documented conviction of a felony or  
7 conduct involving moral turpitude.

8 “(E) Documented knowing violation of a  
9 law or regulation.

10 “(F) Documented gross mismanagement.

11 “(G) Documented gross waste of funds.

12 “(H) Documented abuse of authority.

13 “(I) Documented inefficiency.”

14 **SEC. 103. REMOVAL OR TRANSFER REQUIREMENTS.**

15 (a) REASONS FOR REMOVAL OR TRANSFER.—Section  
16 3(b) of the Inspector General Act of 1978 (5 U.S.C. App.);  
17 as amended by section 102, is further amended—

18 (1) in paragraph (1), by striking “reasons” and  
19 inserting “substantive rationale, including detailed  
20 and case-specific reasons,”; and

21 (2) by inserting at the end the following new  
22 paragraph:

23 “(3) If there is an open or completed inquiry  
24 into an Inspector General that relates to the removal  
25 or transfer of the Inspector General under para-

1 graph (1), the written communication required  
2 under that paragraph shall—

3 “(A) identify each entity that is con-  
4 ducting, or that conducted, the inquiry; and

5 “(B) in the case of a completed inquiry,  
6 contain the findings made during the inquiry.”.

7 (b) REASONS FOR REMOVAL OR TRANSFER FOR DES-  
8 IGNATED FEDERAL ENTITIES.—Section 8G(e) of the In-  
9 spector General Act of 1978 (5 U.S.C. App.) is amend-  
10 ed—

11 (1) in paragraph (2), by striking “reasons” and  
12 inserting “substantive rationale, including detailed  
13 and case-specific reasons,”; and

14 (2) by inserting at the end the following new  
15 paragraph:

16 “(3) If there is an open or completed inquiry  
17 into an Inspector General that relates to the removal  
18 or transfer of the Inspector General under para-  
19 graph (2), the written communication required  
20 under that paragraph shall—

21 “(A) identify each entity that is con-  
22 ducting, or that conducted, the inquiry; and

23 “(B) in the case of a completed inquiry,  
24 contain the findings made during the inquiry.”.

1 **TITLE II—CONGRESSIONAL NO-**  
 2 **TIFICATION OF CHANGE IN**  
 3 **STATUS OF INSPECTOR GEN-**  
 4 **ERAL**

5 **SEC. 201. SHORT TITLE.**

6 This title may be cited as the “Inspector General Pro-  
 7 tection Act”.

8 **SEC. 202. CHANGE IN STATUS OF INSPECTOR GENERAL OF-**  
 9 **FICES.**

10 (a) CHANGE IN STATUS OF INSPECTOR GENERAL OF  
 11 OFFICE.—Paragraph (1) of section 3(b) of the Inspector  
 12 General Act of 1978 (5 U.S.C. App.) is amended—

13 (1) by inserting “, is placed on paid or unpaid  
 14 non-duty status,” after “is removed from office”;

15 (2) by inserting “, change in status,” after  
 16 “any such removal”; and

17 (3) by inserting “, change in status,” after “be-  
 18 fore the removal”.

19 (b) CHANGE IN STATUS OF INSPECTOR GENERAL OF  
 20 DESIGNATED FEDERAL ENTITY.—Section 8G(c)(2) of the  
 21 Inspector General Act of 1978 (5 U.S.C. App.) is amend-  
 22 ed—

23 (1) by inserting “, is placed on paid or unpaid  
 24 non-duty status,” after “office”;

1           (2) by inserting “, change in status,” after  
2           “any such removal”; and

3           (3) by inserting “, change in status,” after “be-  
4           fore the removal”.

5           (e) EXCEPTION TO REQUIREMENT TO SUBMIT COM-  
6           MUNICATION RELATING TO CERTAIN CHANGES IN STA-  
7           TUS.—

8           (1) COMMUNICATION RELATING TO CHANGE IN  
9           STATUS OF INSPECTOR GENERAL OF OFFICE.—Sec-  
10          tion 3(b) of the Inspector General Act of 1978 (5  
11          U.S.C. App.); as amended by section 102(1), is fur-  
12          ther amended—

13                 (A) in paragraph (1), by striking “If” and  
14                 inserting “Except as provided in paragraph (3),  
15                 if”; and

16                 (B) by adding at the end the following:

17                 “(3) If an Inspector General is placed on paid  
18                 or unpaid non-duty status, the President may sub-  
19                 mit the communication described in paragraph (1)  
20                 to Congress later than 30 days before the Inspector  
21                 General is placed on paid or unpaid non-duty status,  
22                 but in any case not later than the date on which the  
23                 placement takes effect, if—



1           “(A) the President determines that a delay  
2 in placing the Inspector General on paid or un-  
3 paid non-duty status would—

4           “(i) pose a threat to the Inspector  
5 General or others;

6           “(ii) result in the destruction of evi-  
7 dence relevant to an investigation; or

8           “(iii) result in loss of or damage to  
9 Government property;

10          “(B) in the communication, the President  
11 includes—

12          “(i) a specification of which clause the  
13 President relied on to make the determina-  
14 tion under subparagraph (A);

15          “(ii) the substantive rationale, includ-  
16 ing detailed and case-specific reasons, for  
17 such determination;

18          “(iii) if the President relied on an in-  
19 quiry to make such determination, an iden-  
20 tification of each entity that is conducting,  
21 or that conducted, such inquiry; and

22          “(iv) if an inquiry described in clause  
23 (iii) is completed, the findings of that in-  
24 quiry.

1           “(4) The President may not place an Inspector  
2           General on paid or unpaid non-duty status during  
3           the 30-day period preceding the date on which the  
4           Inspector General is removed or transferred under  
5           paragraph (1) unless the President—

6                   “(A) determines that not placing the In-  
7                   specter General on paid or unpaid non-duty sta-  
8                   tus would—

9                           “(i) pose a threat to the Inspector  
10                           General or others;

11                           “(ii) result in the destruction of evi-  
12                           dence relevant to an investigation; or

13                           “(iii) result in loss of or damage to  
14                           Government property; and

15                   “(B) on or before the date on which the  
16                   placement takes effect, submits to the Com-  
17                   mittee in the House of Representatives and the  
18                   Committee in the Senate that has jurisdiction  
19                   over the Inspector General involved, the Com-  
20                   mittee on Oversight and Reform of the House  
21                   of Representatives, and the Committee on  
22                   Homeland Security and Governmental Affairs  
23                   of the Senate, a written communication that  
24                   contains the following information—

1           “(i) a specification of which clause  
2           under subparagraph (A) the President re-  
3           lied on to make the determination under  
4           such subparagraph;

5           “(ii) the substantive rationale, includ-  
6           ing detailed and case-specific reasons, for  
7           such determination;

8           “(iii) if the President relied on an in-  
9           quiry to make such determination, an iden-  
10          tification of each entity that is conducting,  
11          or that conducted, such inquiry; and

12          “(iv) if an inquiry described in clause  
13          (iii) is completed, the findings of that in-  
14          quiry.”.

15           (2) COMMUNICATION RELATING TO CHANGE IN  
16          STATUS OF INSPECTOR GENERAL OF DESIGNATED  
17          FEDERAL ENTITY.—Section 8G(e) of the Inspector  
18          General Act Inspector General Act of 1978 (5  
19          U.S.C. App.) is amended—

20           (A) in paragraph (1), by striking “If” and  
21           inserting “Except as provided in paragraph (3),  
22           if”;

23           (B) by adding at the end the following:

24           “(3) If an Inspector General is placed on paid  
25          or unpaid non-duty status, the head of a designated

1 Federal entity may submit the communication de-  
2 scribed in paragraph (1) to Congress later than 30  
3 days before the Inspector General is placed on paid  
4 or unpaid non-duty status, but in any case not later  
5 than the date on which the placement takes effect,  
6 if—

7 “(A) the head determines that a delay in  
8 placing the Inspector General on paid or unpaid  
9 non-duty status would—

10 “(i) pose a threat to the Inspector  
11 General or others;

12 “(ii) result in the destruction of evi-  
13 dence relevant to an investigation; or

14 “(iii) result in loss of or damage to  
15 Government property;

16 “(B) in the communication, the head in-  
17 cludes—

18 “(i) a specification of which clause  
19 under subparagraph (A) the head relied on  
20 to make the determination under such sub-  
21 paragraph;

22 “(ii) the substantive rationale, includ-  
23 ing detailed and case-specific reasons, for  
24 such determination;

1           ~~“(iii) if the head relied on an inquiry~~  
2           ~~to make such determination, an identifica-~~  
3           ~~tion of each entity that is conducting, or~~  
4           ~~that conducted, such inquiry; and~~

5           ~~“(iv) if an inquiry described in clause~~  
6           ~~(iii) is completed, the findings of that in-~~  
7           ~~quiry.~~

8           ~~“(4) The head may not place an Inspector Gen-~~  
9           ~~eral on paid or unpaid non-duty status during the~~  
10          ~~30-day period preceding the date on which the In-~~  
11          ~~spector General is removed or transferred under~~  
12          ~~paragraph (1) unless the head—~~

13           ~~“(A) determines that not placing the In-~~  
14           ~~spector General on paid or unpaid non-duty sta-~~  
15           ~~tus would—~~

16           ~~“(i) pose a threat to the Inspector~~  
17           ~~General or others;~~

18           ~~“(ii) result in the destruction of evi-~~  
19           ~~dence relevant to an investigation; or~~

20           ~~“(iii) result in loss of or damage to~~  
21           ~~Government property; and~~

22           ~~“(B) on or before the date on which the~~  
23           ~~placement takes effect, submits to the Com-~~  
24           ~~mittee in the House of Representatives and the~~  
25           ~~Committee in the Senate that has jurisdiction~~

1 over the Inspector General involved, the Com-  
2 mittee on Oversight and Reform of the House  
3 of Representatives, and the Committee on  
4 Homeland Security and Governmental Affairs  
5 of the Senate, a written communication that  
6 contains the following information—

7 “(i) a specification of which clause  
8 under subparagraph (A) the head relied on  
9 to make the determination under such sub-  
10 paragraph;

11 “(ii) the substantive rationale, includ-  
12 ing detailed and case-specific reasons, for  
13 such determination;

14 “(iii) if the head relied on an inquiry  
15 to make such determination, an identifica-  
16 tion of each entity that is conducting, or  
17 that conducted, such inquiry; and

18 “(iv) if an inquiry described in clause  
19 (iii) is completed, the findings of that in-  
20 quiry.”.

21 (d) APPLICATION.—The amendments made by this  
22 section shall apply with respect to removals, transfers, and  
23 changes of status occurring on or after the date that is  
24 30 days after the date of the enactment of this Act.

1 **SEC. 203. PRESIDENTIAL EXPLANATION OF FAILURE TO**  
 2 **NOMINATE AN INSPECTOR GENERAL.**

3 (a) **IN GENERAL.**—Subchapter III of chapter 33 of  
 4 title 5, United States Code, is amended by inserting after  
 5 section 3349d the following new section:

6 **“§ 3349e. Presidential explanation of failure to nomi-**  
 7 **nate an Inspector General**

8 “If the President fails to make a formal nomination  
 9 for a vacant Inspector General position that requires a for-  
 10 mal nomination by the President to be filled within the  
 11 period beginning on the date on which the vacancy oc-  
 12 curred and ending on the day that is 210 days after that  
 13 date, the President shall communicate, within 30 days  
 14 after the end of such period, to Congress in writing—

15 “(1) the reasons why the President has not yet  
 16 made a formal nomination; and

17 “(2) a target date for making a formal nomina-  
 18 tion.”.

19 (b) **CLERICAL AMENDMENT.**—The table of sections  
 20 for chapter 33 of title 5, United States Code, is amended  
 21 by inserting after the item relating to section 3349d the  
 22 following new item:

“3349e. Presidential explanation of failure to nominate an Inspector General.”.

23 (c) **EFFECTIVE DATE.**—The amendment made by  
 24 subsection (a) shall take effect on the date of the enact-

1 ment of this Act and shall apply to any vacancy first oc-  
2 ccurring on or after that date.

### 3 **TITLE III—VACANCY OF INSPEC-** 4 **TOR GENERAL POSITIONS**

#### 5 **SEC. 301. VACANCY OF INSPECTOR GENERAL POSITIONS.**

6 (a) IN GENERAL.—Section 3345 of title 5, United  
7 States Code, is amended by adding at the end the fol-  
8 lowing:

9 “(d)(1) Notwithstanding subsection (a), if an Inspee-  
10 tor General position that requires appointment by the  
11 President by and with the advice and consent of the Sen-  
12 ate to be filled is vacant, the first assistant of such posi-  
13 tion shall perform the functions and duties of the Inspee-  
14 tor General temporarily in an acting capacity subject to  
15 the time limitations of section 3346.

16 “(2) Notwithstanding subsection (a), if for purposes  
17 of carrying out paragraph (1) of this subsection, by reason  
18 of absence, disability, or vacancy, the first assistant to the  
19 position of Inspector General is not available to perform  
20 the functions and duties of the Inspector General, an act-  
21 ing Inspector General shall be appointed by the President  
22 from among individuals serving in an office of any Inspee-  
23 tor General, provided that—

24 “(A) during the 365-day period preceding the  
25 date of death, resignation, or beginning of inability



1 to serve of the applicable Inspector General, the in-  
 2 dividual served in a position in an office of any In-  
 3 spector General for not less than 90 days; and

4 “(B) the rate of pay for the position of such in-  
 5 dividual is equal to or greater than the minimum  
 6 rate of pay payable for a position at GS-15 of the  
 7 General Schedule.”.

8 (b) APPLICATION.—The amendment made by sub-  
 9 section (a) shall apply to any vacancy first occurring with  
 10 respect to an Inspector General position on or after the  
 11 date of enactment of this Act.

12 **TITLE IV—COUNCIL OF INSPEC-**  
 13 **TORS GENERAL ON INTEG-**  
 14 **RITY AND EFFICIENCY**  
 15 **TRANSPARENCY**

16 **SEC. 401. SHORT TITLE.**

17 This title may be cited as the “Integrity Committee  
 18 Transparency Act of 2021”.

19 **SEC. 402. ADDITIONAL INFORMATION TO BE INCLUDED IN**  
 20 **REQUESTS AND REPORTS TO CONGRESS.**

21 Section 11(d) of the Inspector General Act of 1978  
 22 (5 U.S.C. App.) is amended—

23 (1) in paragraph (5)(B)(ii), by striking the pe-  
 24 riod at the end and inserting “; the length of time  
 25 the Integrity Committee has been evaluating the at-

1       legation of wrongdoing, and a description of any pre-  
 2       vious written notice provided under this clause with  
 3       respect to the allegation of wrongdoing, including  
 4       the description provided for why additional time was  
 5       needed.”; and

6               (2) in paragraph (8)(A)(ii), by inserting “or  
 7       corrective action” after “disciplinary action”.

8       **SEC. 403. AVAILABILITY OF INFORMATION TO MEMBERS OF**  
 9                       **CONGRESS REGARDING CERTAIN ALLEGA-**  
 10                      **TIONS OF WRONGDOING CLOSED WITHOUT**  
 11                      **REFERRAL.**

12       Section 11(d)(5)(B) of the Inspector General Act of  
 13       1978 (5 U.S.C. App.) is amended by adding at the end  
 14       the following:

15                       “(iii) AVAILABILITY OF INFORMATION  
 16                      TO MEMBERS OF CONGRESS.—

17                               “(I) IN GENERAL.—With respect  
 18                               to an allegation of wrongdoing made  
 19                               by a member of Congress that is  
 20                               closed by the Integrity Committee  
 21                               without referral to the Chairperson of  
 22                               the Integrity Committee to initiate an  
 23                               investigation, the Chairperson of the  
 24                               Integrity Committee shall, not later  
 25                               than 60 days after closing such alle-

1 gation, provide a written description  
2 of the nature of the allegation of  
3 wrongdoing and how the Integrity  
4 Committee evaluated the allegation of  
5 wrongdoing to—

6 “(aa) the Chair and Rank-  
7 ing Member of the Committee on  
8 Oversight and Reform of the  
9 House of Representatives;

10 “(bb) the Chair and Rank-  
11 ing Member of the Committee on  
12 Homeland Security and Govern-  
13 mental Affairs of the Senate;

14 “(cc) a member of the  
15 House of Representatives who  
16 has the support of any seven  
17 members of the Committee on  
18 Oversight and Reform of the  
19 House of Representatives; or

20 “(dd) a member of the Sen-  
21 ate who has the support of any  
22 five members of the Committee  
23 on Homeland Security and Gov-  
24 ernmental Affairs of the Senate.

1                   “(H) REQUIREMENT TO FOR-  
2                   WARD.—The Chairperson of the In-  
3                   tegrity Committee shall forward any  
4                   written description or update provided  
5                   under this clause to the members of  
6                   the Integrity Committee and to the  
7                   Chairperson of the Council.”.

8 **SEC. 404. SEMIANNUAL REPORT.**

9           Section 11(d)(9) of the Inspector General Act of  
10 1978 (5 U.S.C. App.) is amended to read as follows:

11                   “(9) SEMIANNUAL REPORT.—On or before May  
12                   31, 2022, and every six months thereafter, the  
13                   Council shall submit to Congress and the President  
14                   a report on the activities of the Integrity Committee  
15                   during the immediately preceding six-month periods  
16                   ending March 31 and September 30, which shall in-  
17                   clude the following with respect to allegations of  
18                   wrongdoing that are made against Inspectors Gen-  
19                   eral and staff members of the various Offices of In-  
20                   spector General described under paragraph (4)(C):

21                           “(A) An overview and analysis of the alle-  
22                           gations of wrongdoing disposed of by the Integ-  
23                           rity Committee, including—

24                                   “(i) analysis of the positions held by  
25                                   individuals against whom allegations were

1           made, including the duties affiliated with  
2           such positions;

3           “(ii) analysis of the categories or  
4           types of the allegations of wrongdoing; and

5           “(iii) a summary of disposition of all  
6           the allegations.

7           “(B) The number of allegations referred to  
8           the Department of Justice or the Office of Spe-  
9           cial Counsel, including the number of allega-  
10          tions referred for criminal investigation.

11          “(C) The number of allegations referred to  
12          the Chairperson of the Integrity Committee for  
13          investigation, a general description of the status  
14          of such investigations, and a summary of the  
15          findings of investigations completed.

16          “(D) An overview and analysis of allega-  
17          tions of wrongdoing received by the Integrity  
18          Committee during any previous reporting pe-  
19          riod, but remained pending during some part of  
20          the six months covered by the report, includ-  
21          ing—

22                 “(i) analysis of the positions held by  
23                 individuals against whom allegations were  
24                 made, including the duties affiliated with  
25                 such positions;

1                   “(ii) analysis of the categories or  
2                   types of the allegations of wrongdoing; and

3                   “(iii) a summary of disposition of all  
4                   the allegations.

5                   “(E) The number and category or type of  
6                   pending investigations.

7                   “(F) For each allegation received—

8                   “(i) the date on which the investiga-  
9                   tion was opened;

10                   “(ii) the date on which the allegation  
11                   was disposed of, as applicable; and

12                   “(iii) the case number associated with  
13                   the allegation.

14                   “(G) The nature and number of allegations  
15                   to the Integrity Committee closed without refer-  
16                   ral, including the justification for why each alle-  
17                   gation was closed without referral.

18                   “(H) A brief description of any difficulty  
19                   encountered by the Integrity Committee when  
20                   receiving, evaluating, investigating, or referring  
21                   for investigation an allegation received by the  
22                   Integrity Committee, including a brief descrip-  
23                   tion of—

24                   “(i) any attempt to prevent or hinder  
25                   an investigation; or

1                   “(ii) concerns about the integrity or  
2                   operations at an Office of Inspector Gen-  
3                   eral.”.

4 **SEC. 405. ADDITIONAL REPORTS; RULES OF CONSTRUC-**  
5 **TION.**

6           Section 11(d) of the Inspector General Act of 1978  
7 (5 U.S.C. App.) is amended by adding at the end the fol-  
8 lowing:

9                   “(14) ADDITIONAL REPORTS.—

10                   “(A) REPORT TO INSPECTOR GENERAL.—

11           The Chairperson of the Integrity Committee  
12           shall submit a report immediately whenever the  
13           Chairperson of the Integrity Committee be-  
14           comes aware of particularly serious or flagrant  
15           problems, abuses, or deficiencies relating to the  
16           administration of programs and operations of  
17           an Office of Inspector General. The report shall  
18           be sent to the Inspector General who leads the  
19           Office of Inspector General at which the serious  
20           or flagrant problems, abuses, or deficiencies  
21           were alleged.

22                   “(B) REPORT TO CONGRESS.—The Inspec-  
23           tor General of the Office identified by the In-  
24           tegrity Committee shall submit any such report  
25           to the House Committee on Oversight and Re-

1 form and the Senate Committee on Homeland  
2 Security and Governmental Affairs within seven  
3 calendar days from the time the Inspector Gen-  
4 eral receives the report together with a report  
5 by the Inspector General at the Office identified  
6 by the Integrity Committee containing any com-  
7 ments such Inspector General deems appro-  
8 priate.

9 “(15) RULE OF CONSTRUCTION.—

10 “(A) PUBLIC DISCLOSURE OF INFORMA-  
11 TION.—Except as provided in subparagraph  
12 (B), nothing in this subsection shall be con-  
13 strued to authorize the public disclosure of in-  
14 formation which is—

15 “(i) prohibited from disclosure by any  
16 other provision of law;

17 “(ii) required by Executive order to be  
18 protected from disclosure in the interest of  
19 national defense or national security or in  
20 the conduct of foreign affairs; or

21 “(iii) a part of an ongoing criminal in-  
22 vestigation.

23 “(B) PROVISION OF REPORT TO REQUEST-  
24 ING MEMBERS OF CONGRESS.—Subject to any  
25 other provision of law that would otherwise pro-



1           hibit disclosure of such information, the infor-  
 2           mation described in subparagraph (A) may be  
 3           provided to any Member of Congress upon re-  
 4           quest of the Member.

5           “(16) PROHIBITED DISCLOSURES.—The Integ-  
 6           rity Committee may not provide or otherwise disclose  
 7           to Congress or the public any information that re-  
 8           veals the personally identifiable information of an in-  
 9           dividual who alleges wrongdoing to the Integrity  
 10          Committee under this subsection unless the Integrity  
 11          Committee first obtains the consent of the indi-  
 12          vidual.”.

13 **SEC. 406. MEMBERSHIP OF INTEGRITY COMMITTEE.**

14          Section 11(d)(2) of the Inspector General Act of  
 15 1978 (5 U.S.C. App.) is amended—

16           (1) in subparagraph (A), by adding at the end  
 17          the following:

18                   “(iv) The individual appointed under  
 19                   subparagraph (C).”; and

20           (2) by adding at the end the following:

21                   “(C) APPOINTMENT OF FORMER INSPEC-  
 22                   TOR GENERAL TO COMMITTEE.—

23                   “(i) APPOINTMENT.—The Chair-  
 24                   person of the Council shall appoint an indi-  
 25                   vidual who prior to the date of such ap-

1 pointment served as an Inspector General  
2 (as that position is described in section  
3 3(a) and section 8G(a)(6)); and who has  
4 upheld the highest standards of integrity  
5 and professionalism while serving and since  
6 leaving service as an Inspector General, as  
7 determined by the Chairperson, to serve as  
8 a member of the Committee unless no such  
9 individual is available or willing to serve as  
10 a member of the Committee at the time of  
11 the appointment.

12 “(ii) INITIAL TERM.—The individual  
13 appointed under clause (i) shall serve at  
14 the pleasure of the Chairperson of the  
15 Council for a 2-year term.

16 “(iii) ADDITIONAL TERM.—The Chair-  
17 person of the Council may reappoint the  
18 individual appointed under clause (i) to  
19 serve at the pleasure of the Chairperson of  
20 the Council for an additional term not to  
21 exceed 2 years.

22 “(iv) COMPENSATION.—

23 “(I) SPECIAL GOVERNMENT EM-  
24 PLOYEE DESIGNATION.—The indi-  
25 vidual appointed under clause (i) shall

1 be considered a special government  
2 employee pursuant to section 202(a)  
3 of title 18, United States Code.

4 “(II) COMPENSATION AND TRAV-  
5 EL EXPENSES.—An individual ap-  
6 pointed under clause (i) may not re-  
7 ceive compensation at a rate in excess  
8 of the rate of basic pay for level IV of  
9 the executive schedule under section  
10 5315 of title 5, United States Code,  
11 and any such individual, while en-  
12 gaged in the performance of their du-  
13 ties away from their homes or regular  
14 places of business, may be allowed  
15 travel expenses, including per diem in  
16 lieu of subsistence, as authorized by  
17 section 5703 of such title for persons  
18 employed intermittently in the Gov-  
19 ernment service.

20 “(III) ACCEPTANCE OF VOLUN-  
21 TEER SERVICES.—The Chairperson of  
22 the Council may accept volunteer serv-  
23 ices from the individual appointed  
24 under this subparagraph without re-

1                   gard to section 1342 of title 31,  
2                   United States Code.

3                   “(IV) PROVISIONS RELATING TO  
4                   REEMPLOYMENT.—

5                   “(aa) The Chairperson of  
6                   the Council may reemploy annu-  
7                   itants.

8                   “(bb) The employment of  
9                   annuitants under this paragraph  
10                  shall be subject to the provisions  
11                  of section 9902(g) of title 5,  
12                  United States Code, as if the  
13                  Council was the Department of  
14                  Defense.”.

15 **SEC. 407. REQUIREMENT TO REFER ALLEGATIONS OF**  
16 **WRONGDOING AGAINST INSPECTOR GEN-**  
17 **ERAL TO INTEGRITY COMMITTEE.**

18                  (a) REQUIREMENT.—Section 11(d)(4) of the Inspee-  
19 tor General Act of 1978 (5 U.S.C. App.) is amended—

20                   (1) in subparagraph (A), in the heading, by  
21                   striking “REQUIREMENT” and inserting “ALLEGA-  
22                   TIONS AGAINST STAFF MEMBERS”;

23                   (2) by redesignating subparagraphs (B) and  
24                   (C) as subparagraphs (C) and (D), respectively; and

1           ~~(3)~~ by inserting after subparagraph (A) the fol-  
 2           lowing:

3                   ~~“(B) ALLEGATIONS AGAINST INSPECTORS~~  
 4                   GENERAL.—An Inspector General shall refer to  
 5                   the Integrity Committee any allegation of  
 6                   wrongdoing against that Inspector General.”.

7           ~~(b) TECHNICAL AND CONFORMING AMENDMENT.—~~  
 8           Section 11(d)(1) of the Inspector General Act of 1978 (~~5~~  
 9           U.S.C. App.) is amended by striking ~~“(4)(C)”~~ and insert-  
 10          ing ~~“(4)(D)”~~.

11   **SEC. 408. REQUIREMENT TO REPORT FINAL DISPOSITION**  
 12                   **TO CONGRESS.**

13          Section 11(d)(8) of the Inspector General Act of  
 14   1978 (~~5~~ U.S.C. App.) is amended—

15               ~~(1)~~ in subparagraph (A)(iii), by inserting “con-  
 16               temporaneously with the submission of the report  
 17               under clause (ii),” before “submit”; and

18               ~~(2)~~ in subparagraph (B), by inserting “, the  
 19               Committee on Homeland Security and Governmental  
 20               Affairs of the Senate, the Committee on Oversight  
 21               and Reform of the House of Representatives, and  
 22               other congressional committees of jurisdiction,” after  
 23               “Integrity Committee”.

1 **TITLE V—ADDITIONAL AUTHOR-**  
 2 **ITY PROVISIONS FOR INSPEC-**  
 3 **TORS GENERAL**

4 **SEC. 501. SHORT TITLE.**

5 This title may be cited as the “IG Subpoena Author-  
 6 ity Act”.

7 **SEC. 502. ADDITIONAL AUTHORITY PROVISIONS FOR IN-**  
 8 **SPECTORS GENERAL.**

9 The Inspector General Act of 1978 (5 U.S.C. App.)  
 10 is amended—

11 (1) by inserting after section 6 the following  
 12 new section:

13 **“SEC. 6A. ADDITIONAL AUTHORITY.**

14 **“(a) TESTIMONIAL SUBPOENA AUTHORITY.—**In ad-  
 15 dition to the authority otherwise provided by this Act and  
 16 in accordance with the requirements of this section, each  
 17 Inspector General, in carrying out the provisions of this  
 18 Act (or in the case of an Inspector General or Special In-  
 19 spector General not established under this Act, the provi-  
 20 sions of the authorizing statute), is authorized to require  
 21 by subpoena the attendance and testimony of witnesses  
 22 as necessary in the performance of the functions assigned  
 23 to the Inspector General by this Act (or in the case of  
 24 an Inspector General or Special Inspector General not es-  
 25 tablished under this Act, the functions assigned by the au-

1 authorizing statute); which in the case of contumacy or re-  
2 fusals to obey, such subpoena shall be enforceable by order  
3 of any appropriate United States district court. An Inspe-  
4 ctor General may not require by subpoena the attendance  
5 and testimony of any Federal employee or employee of a  
6 designated Federal entity, but may use other authorized  
7 procedures.

8       “(b) LIMITATION OF DELEGATION.—The authority  
9 to issue a subpoena under subsection (a) may only be dele-  
10 gated to an official performing the functions and duties  
11 of the Inspector General when an Inspector General posi-  
12 tion is vacant or when the Inspector General is unable to  
13 perform the functions and duties of the Office.

14       “(c) PANEL REVIEW BEFORE ISSUANCE.—

15               “(1) APPROVAL REQUIRED.—

16                       “(A) REQUEST FOR APPROVAL BY SUB-  
17                       POENA PANEL.—Before the issuance of a sub-  
18                       poena described in subsection (a), an Inspector  
19                       General shall submit a request for approval to  
20                       issue a subpoena to a panel (in this section, re-  
21                       ferred to as the ‘Subpoena Panel’), which shall  
22                       be comprised of three Inspectors General of the  
23                       Council of the Inspectors General on Integrity  
24                       and Efficiency, who shall be designated by the

1 Inspector General serving as Chairperson of the  
2 Council.

3 “(B) PROTECTION FROM DISCLOSURE.—

4 The information contained in the request sub-  
5 mitted by an Inspector General under subpara-  
6 graph (A) and the identification of a witness  
7 shall be protected from disclosure to the extent  
8 permitted by law. Any request for disclosure of  
9 such information shall be submitted to the In-  
10 spector General requesting the subpoena.

11 “(2) TIME TO RESPOND.—

12 “(A) IN GENERAL.—Except as provided in  
13 subparagraph (B), the Subpoena Panel shall  
14 approve or deny a request for approval to issue  
15 a subpoena not later than 10 calendar days  
16 after the submission of such request.

17 “(B) ADDITIONAL INFORMATION FOR

18 PANEL.—If the Subpoena Panel determines  
19 that additional information is necessary to ap-  
20 prove or deny a request submitted by an In-  
21 spector General under paragraph (1)(A), the  
22 Subpoena Panel shall request such information  
23 from the Inspector General and shall approve or  
24 deny the request submitted by the Inspector  
25 General under paragraph (1)(A) not later than



1           20 calendar days after the submission of the re-  
2           quest under such paragraph.

3           “(3) DENIAL BY PANEL.—If a majority of the  
4           Subpoena Panel denies the approval of a subpoena,  
5           that subpoena may not be issued.

6           “(d) NOTICE TO ATTORNEY GENERAL.—

7           “(1) IN GENERAL.—If the Subpoena Panel ap-  
8           proves a subpoena under subsection (c), the Inspee-  
9           tor General shall notify the Attorney General that  
10          the Inspector General intends to issue the subpoena.

11          “(2) DENIAL FOR INTERFERENCE WITH AN ON-  
12          GOING INVESTIGATION.—Not later than 10 calendar  
13          days after the date on which the Attorney General  
14          is notified pursuant to paragraph (1), the Attorney  
15          General may object to the issuance of the subpoena  
16          because the subpoena will interfere with an ongoing  
17          investigation and the subpoena may not be issued.

18          “(3) ISSUANCE OF SUBPOENA APPROVED.—If  
19          the Attorney General declines to object or fails to  
20          object to the issuance of the subpoena during the  
21          10-day period described in paragraph (2), the In-  
22          spector General may issue the subpoena.

23          “(e) GUIDELINES.—The Chairperson of the Council  
24          of the Inspectors General on Integrity and Efficiency, in

1 consultation with the Attorney General, shall prescribe  
2 guidelines to carry out this section.

3 “(f) INSPECTOR GENERAL DEFINED.—For purposes  
4 of this section, the term ‘Inspector General’ includes each  
5 Inspector General established under this Act and each In-  
6 spector General or Special Inspector General not estab-  
7 lished under this Act.

8 “(g) APPLICABILITY.—The provisions of this section  
9 shall not affect the exercise of authority by an Inspector  
10 General of testimonial subpoena authority established  
11 under another provision of law.”;

12 (2) in section 5(a)—

13 (A) in paragraph (21)(B), by striking “;  
14 and” and inserting a semicolon;

15 (B) in paragraph (22), by striking the pe-  
16 riod at the end and inserting “; and”;

17 (C) by inserting at the end the following  
18 new paragraph:

19 “(23) a description of the use of subpoenas for  
20 the attendance and testimony of witnesses author-  
21 ized under section 6A.”; and

22 (3) in section 8G(g)(1), by inserting “6A,” be-  
23 fore “and 7”.

1 **TITLE VI—INVESTIGATIONS OF**  
 2 **DEPARTMENT OF JUSTICE**  
 3 **PERSONNEL**

4 **SEC. 601. SHORT TITLE.**

5 This title may be cited as the “Inspector General Ac-  
 6 cess Act”.

7 **SEC. 602. INVESTIGATIONS OF DEPARTMENT OF JUSTICE**  
 8 **PERSONNEL.**

9 Section 8E of the Inspector General Act of 1978 (5  
 10 U.S.C. App.) is amended—

11 (1) in subsection (b)—

12 (A) in paragraph (2), by striking “and  
 13 paragraph (3)”;

14 (B) by striking paragraph (3);

15 (C) by redesignating paragraphs (4) and  
 16 (5) as paragraphs (3) and (4), respectively; and

17 (D) in paragraph (4), as redesignated, by  
 18 striking “paragraph (4)” and inserting “para-  
 19 graph (3)”;

20 (2) in subsection (d), by striking “, except with  
 21 respect to allegations described in subsection  
 22 (b)(3),”.

1 **TITLE VII—OFFICE OF INSPEC-**  
 2 **TOR GENERAL WHISTLE-**  
 3 **BLOWER COMPLAINTS**

4 **SEC. 701. SHORT TITLE.**

5 This title may be cited as the “Enhanced Whistle-  
 6 blower Engagement Act”.

7 **SEC. 702. OFFICE OF INSPECTOR GENERAL WHISTLE-**  
 8 **BLOWER COMPLAINTS.**

9 (a) WHISTLEBLOWER PROTECTION COORDINATOR.—  
 10 Section 3(d)(1)(C) of the Inspector General Act of 1978  
 11 (5 U.S.C. App.) is amended—

12 (1) in clause (i), in the matter preceding sub-  
 13 clause (I), by inserting “, including employees of  
 14 that Office of Inspector General” after “employees”;  
 15 and

16 (2) in clause (iii), by inserting “(including the  
 17 Integrity Committee of that Council)” after “and  
 18 Efficiency”.

19 (b) COUNCIL OF THE INSPECTORS GENERAL ON IN-  
 20 TEGRITY AND EFFICIENCY.—Section 11(c)(5)(B) of the  
 21 Inspector General Act of 1978 (5 U.S.C. App.) is amended  
 22 by striking “, allegations of reprisal,” and inserting the  
 23 following: “and allegations of reprisal (including the timely  
 24 and appropriate handling and consideration of protected

1 disclosures and allegations of reprisal that are internal to  
2 an Office of Inspector General)”.  
3

4 **TITLE VIII—NOTICE OF ONGO-**  
5 **ING INVESTIGATIONS WHEN**  
6 **THERE IS A CHANGE IN STA-**  
7 **TUS OF INSPECTOR GENERAL**

8 **SEC. 801. NOTICE OF ONGOING INVESTIGATIONS WHEN**  
9 **THERE IS A CHANGE IN STATUS OF INSPEC-**  
10 **TOR GENERAL.**

11 (a) CHANGE IN STATUS OF INSPECTOR GENERAL OF  
12 OFFICE.—Section 3 of the Inspector General Act of 1978  
13 (5 U.S.C. App.) is amended by inserting at the end the  
14 following:

15 “(h) Not later than 15 days after an Inspector Gen-  
16 eral is removed, placed on paid or unpaid non-duty status,  
17 or transferred to another position or location within an  
18 establishment, the acting Inspector General shall submit  
19 to the Committee on Oversight and Reform of the House  
20 of Representatives and the Committee on Homeland Secu-  
21 rity and Governmental Affairs of the Senate, a list of all  
22 audits and investigations being conducted, supervised, co-  
23 ordinated by the Office at the time the Inspector General  
24 was removed, placed on paid or unpaid non-duty status,  
or transferred.”.

1 (b) CHANGE IN STATUS OF INSPECTOR GENERAL OF  
 2 DESIGNATED FEDERAL ENTITY.—Section 8G(e) of the  
 3 Inspector General Act of 1978 (5 U.S.C. App.), as amend-  
 4 ed by section 202(c)(2), is further amended by inserting  
 5 at the end the following:

6 “(5) Not later than 15 days after an Inspector Gen-  
 7 eral is removed, placed on paid or unpaid non-duty status,  
 8 or transferred to another position or location within an  
 9 designated Federal entity, the acting Inspector General  
 10 shall submit to the Committee on Oversight and Reform  
 11 of the House of Representatives and the Committee on  
 12 Homeland Security and Governmental Affairs of the Sen-  
 13 ate, a list of all audits and investigations being conducted,  
 14 supervised, coordinated by the Office at the time the In-  
 15 spector General was removed, placed on paid or unpaid  
 16 non-duty status, or transferred.”.

17 **TITLE IX—COUNCIL OF THE IN-**  
 18 **SPECTORS GENERAL ON IN-**  
 19 **TEGRITY AND EFFICIENCY**  
 20 **APPROPRIATION**

21 **SEC. 901. CIGIE APPROPRIATION.**

22 (a) AVAILABILITY OF APPROPRIATED FUNDS.—Sec-  
 23 tion 11(e)(3) of the Inspector General Act of 1978 (5  
 24 U.S.C. App.) is amended by adding at the end the fol-  
 25 lowing:

1           “(D) AUTHORIZATION OF APPROPRIA-  
 2           TIONS.—In addition to any funds available in  
 3           the Inspectors General Council Fund estab-  
 4           lished under subparagraph (B), there are au-  
 5           thorized to be appropriated such sums as may  
 6           be necessary, to remain available until ex-  
 7           pended, to carry out the functions and duties of  
 8           the Council under this subsection.”.

9           (b) REMOVING COUNCIL FUNDING FROM INDI-  
 10          VIDUAL INSPECTOR GENERAL BUDGET REQUESTS.—Sec-  
 11          tion 6(g) of the Inspector General Act of 1978 is amend-  
 12          ed—

13                 (1) in paragraph (1), by striking “, and any re-  
 14                 sources necessary to support the Council of the In-  
 15                 spectors General on Integrity and Efficiency. Re-  
 16                 sources necessary to support the Council of the In-  
 17                 spectors General on Integrity and Efficiency shall be  
 18                 specifically identified and justified in the budget re-  
 19                 quest”; and

20                 (2) in paragraph (2)—

21                         (A) in subparagraph (B), by adding “and”  
 22                         after the semicolon;

23                         (B) by striking subparagraph (C); and

24                         (C) by redesignating subparagraph (D) as  
 25                         subparagraph (C).

1       (c) EFFECTIVE DATE.—The amendments made by  
 2 subsection (b) shall take effect on the date that is 30 days  
 3 after the date of receipt by the Council of the Inspectors  
 4 General on Integrity and Efficiency of an appropriation  
 5 for the Council to carry out the functions and duties of  
 6 the Council under section 11 of the Inspector General Act  
 7 (5 U.S.C. App. 11), as amended under this section.

8       **TITLE X—NOTICE OF REFUSAL**  
 9       **TO PROVIDE INSPECTORS**  
 10       **GENERAL ACCESS**

11       **SEC. 1001. NOTICE OF REFUSAL TO PROVIDE INFORMATION**  
 12                               **OR ASSISTANCE TO INSPECTORS GENERAL.**

13       Section 6(c) of the Inspector General Act of 1978 (5  
 14 U.S.C. App.) is amended by adding at the end the fol-  
 15 lowing:

16       “(3) If the information or assistance that is the sub-  
 17 ject of a report under paragraph (2) is not provided to  
 18 the Inspector General by the date that is 30 days after  
 19 the report is made, the Inspector General shall submit a  
 20 notice that the information or assistance requested is  
 21 being unreasonably refused or not provided by the head  
 22 of the establishment involved or the head of the Federal  
 23 agency involved, as applicable, to—

24                       “(A) the Committee in the House of Represent-  
 25       atives and the Committee in the Senate that has ju-



1 jurisdiction over the establishment involved or the  
2 Federal agency involved, as applicable;

3 “(B) the Committee on Oversight and Reform  
4 of the House of Representatives; and

5 “(C) the Committee on Homeland Security and  
6 Governmental Affairs of the Senate.”.

7 **TITLE XI—ENHANCEMENTS TO**  
8 **INSPECTOR GENERAL TRAINING**

9 **SEC. 1101. SHORT TITLE.**

10 This title may be cited as the “Inspector General  
11 Training Enhancement Act”.

12 **SEC. 1102. ENHANCEMENTS TO INSPECTOR GENERAL**  
13 **TRAINING.**

14 Section 11(e)(1)(E) of the Inspector General Act of  
15 1978 (5 U.S.C. App.) is amended by inserting “and estab-  
16 lish minimum standards and best practices for training  
17 to ensure all Inspectors General receive training to carry  
18 out the duties, responsibilities, and authorities under this  
19 Act, on emerging areas of the law of relevance to Inspec-  
20 tors General and the work of their offices as identified  
21 by the Council, and on the use of and process for the sus-  
22 pension or debarment of persons for eligibility for Federal  
23 contracts” after “Inspector General”.

1 **TITLE XII—EQUITABLE PAY FOR**  
2 **INSPECTORS GENERAL**

3 **SEC. 1201. EQUITABLE PAY FOR INSPECTORS GENERAL.**

4 Section 3(e) of the Inspector General Act of 1978 (5  
5 U.S.C. App.) is amended by inserting after “3 percent”  
6 the following: “or the rate of pay that is equal to the high-  
7 est rate of basic pay of any other employee of the Office  
8 of such Inspector General, whichever is higher”.

9 **TITLE XIII—REPORT**

10 **SEC. 1301. GAO REVIEW AND REPORT.**

11 Not later than 1 year after the date of the enactment  
12 of this Act, the Comptroller General shall—

13 (1) conduct a review that evaluates the effec-  
14 tiveness of the processes of the Integrity Committee  
15 of the Council of the Inspectors General on Integrity  
16 and Efficiency, and the processes of Offices of In-  
17 spector General, respectively, for ensuring that In-  
18 spectors General—

19 (A) are held accountable through the inves-  
20 tigation of allegations of wrongdoing, including  
21 allegations of misconduct, abuse of authority, or  
22 other malfeasance, that are made against such  
23 Inspectors General; and

24 (B) meet relevant standards for integrity  
25 and independence;

- 1           (2) identify recommendations with respect to—
- 2                 (A) enhancing accountability for Inspectors
- 3           General; and
- 4                 (B) ensuring that Inspectors General meet
- 5           relevant standards for integrity and independ-
- 6           ence; and
- 7           (3) issue a report—
- 8                 (A) on the results of the review required by
- 9           paragraph (1); and
- 10                (B) that contains any recommendations
- 11           identified under paragraph (2).

## 12           **TITLE XIV—BUDGETARY**

### 13           **EFFECTS**

#### 14   **SEC. 1401. DETERMINATION OF BUDGETARY EFFECTS.**

15           The budgetary effects of this Act, for the purpose of

16   complying with the Statutory Pay-As-You-Go Act of 2010,

17   shall be determined by reference to the latest statement

18   titled “Budgetary Effects of PAYGO Legislation” for this

19   Act, submitted for printing in the Congressional Record

20   by the Chairman of the House Budget Committee, pro-

21   vided that such statement has been submitted prior to the

22   vote on passage.

1           **TITLE XV—SEVERABILITY**

2   **SEC. 1501. SEVERABILITY.**

3           If any provision of this Act (or the application of that  
4 provision to particular persons or circumstances) is held  
5 invalid or found to be unconstitutional the remainder of  
6 this Act (or the application of that provision to other per-  
7 sons or circumstances) shall not be affected.

8   **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

9           (a) *SHORT TITLE.*—*This Act may be cited as the “In-*  
10 *spector General Independence and Empowerment Act of*  
11 *2021”.*

12           (b) *TABLE OF CONTENTS.*—*The table of contents for*  
13 *this Act is as follows:*

*Sec. 1. Short title; table of contents.*

**TITLE I—INSPECTOR GENERAL INDEPENDENCE**

*Sec. 101. Short title.*

*Sec. 102. Removal or transfer of inspectors general; placement on non-duty sta-*  
*tus.*

*Sec. 103. Vacancy in position of inspector general.*

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**TITLE II—PRESIDENTIAL EXPLANATION OF FAILURE TO NOMINATE  
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*Sec. 201. Presidential explanation of failure to nominate an inspector general.*

**TITLE III—INTEGRITY COMMITTEE OF THE COUNCIL OF INSPEC-  
TORS GENERAL ON INTEGRITY AND EFFICIENCY TRANSPARENCY**

*Sec. 301. Short title.*

*Sec. 302. Additional information to be included in requests and reports to Con-*  
*gress.*

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*TITLE IV—TESTIMONIAL SUBPOENA AUTHORITY FOR INSPECTORS  
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*Sec. 401. Short title.*

*Sec. 402. Additional authority provisions for inspectors general.*

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*TITLE V—INVESTIGATIONS OF DEPARTMENT OF JUSTICE  
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*Sec. 501. Short title.*

*Sec. 502. Investigations of Department of Justice personnel.*

*TITLE VI—NOTICE OF ONGOING INVESTIGATIONS WHEN THERE IS  
A CHANGE IN STATUS OF INSPECTOR GENERAL*

*Sec. 601. Notice of ongoing investigations when there is a change in status of In-  
spector General.*

*TITLE VII—COUNCIL OF THE INSPECTORS GENERAL ON INTEGRITY  
AND EFFICIENCY REPORT ON EXPENDITURES*

*Sec. 701. CIGIE report on expenditures.*

*TITLE VIII—NOTICE OF REFUSAL TO PROVIDE INSPECTORS  
GENERAL ACCESS*

*Sec. 801. Notice of refusal to provide information or assistance to inspectors gen-  
eral.*

*TITLE IX—TRAINING RESOURCES FOR INSPECTORS GENERAL AND  
OTHER MATTERS*

*Sec. 901. Training resources for inspectors general.*

*Sec. 902. Definition of appropriate congressional committees.*

*Sec. 903. Semiannual reports.*

*Sec. 904. Submission of reports that specifically identify non-governmental orga-  
nizations or business entities.*

*Sec. 905. Review relating to vetting, processing, and resettlement of evacuees from  
Afghanistan and the Afghanistan special immigrant visa pro-  
gram.*

1 ***TITLE I—INSPECTOR GENERAL***  
2 ***INDEPENDENCE***

3 ***SEC. 101. SHORT TITLE.***

4 *This title may be cited as the “Securing Inspector Gen-  
5 eral Independence Act of 2021”.*

1 **SEC. 102. REMOVAL OR TRANSFER OF INSPECTORS GEN-**  
2 **ERAL; PLACEMENT ON NON-DUTY STATUS.**

3 (a) *IN GENERAL.*—*The Inspector General Act of 1978*  
4 *(5 U.S.C. App.) is amended—*

5 (1) *in section 3(b)—*

6 (A) *by inserting “(1)(A)” after “(b)”;*

7 (B) *in paragraph (1), as so designated—*

8 (i) *in subparagraph (A), as so des-*  
9 *ignated, in the second sentence—*

10 (I) *by striking “reasons” and in-*  
11 *serting the following: “substantive ra-*  
12 *tionale, including detailed and case-*  
13 *specific reasons,”; and*

14 (II) *by inserting “(including to*  
15 *the appropriate congressional commit-*  
16 *tees)” after “Houses of Congress”; and*

17 (ii) *by adding at the end the following:*

18 “(B) *If there is an open or completed inquiry into an*  
19 *Inspector General that relates to the removal or transfer of*  
20 *the Inspector General under subparagraph (A), the written*  
21 *communication required under that subparagraph shall—*

22 (i) *identify each entity that is conducting, or*  
23 *that conducted, the inquiry; and*

24 (ii) *in the case of a completed inquiry, contain*  
25 *the findings made during the inquiry.”; and*

26 (C) *by adding at the end the following:*

1       “(2)(A) Subject to the other provisions of this para-  
2 graph, only the President may place an Inspector General  
3 on non-duty status.

4       “(B) If the President places an Inspector General on  
5 non-duty status, the President shall communicate in writ-  
6 ing the substantive rationale, including detailed and case-  
7 specific reasons, for the change in status to both Houses of  
8 Congress (including to the appropriate congressional com-  
9 mittees) not later than 15 days before the date on which  
10 the change in status takes effect, except that the President  
11 may submit that communication not later than the date  
12 on which the change in status takes effect if—

13           “(i) the President has made a determination that  
14 the continued presence of the Inspector General in the  
15 workplace poses a threat described in any of clauses  
16 (i) through (iv) of section 6329b(b)(2)(A) of title 5,  
17 United States Code; and

18           “(ii) in the communication, the President in-  
19 cludes a report on the determination described in  
20 clause (i), which shall include—

21           “(I) a specification of which clause of sec-  
22 tion 6329b(b)(2)(A) of title 5, United States  
23 Code, the President has determined applies  
24 under clause (i) of this subparagraph;

1           “(II) the substantive rationale, including  
2 detailed and case-specific reasons, for the deter-  
3 mination made under clause (i);

4           “(III) an identification of each entity that  
5 is conducting, or that conducted, any inquiry  
6 upon which the determination under clause (i)  
7 was made; and

8           “(IV) in the case of an inquiry described in  
9 subclause (III) that is completed, the findings  
10 made during that inquiry.

11       “(C) The President may not place an Inspector Gen-  
12 eral on non-duty status during the 30-day period preceding  
13 the date on which the Inspector General is removed or  
14 transferred under paragraph (1)(A) unless the President—

15           “(i) has made a determination that the contin-  
16 ued presence of the Inspector General in the workplace  
17 poses a threat described in any of clauses (i) through  
18 (iv) of section 6329b(b)(2)(A) of title 5, United States  
19 Code; and

20           “(ii) not later than the date on which the change  
21 in status takes effect, submits to both Houses of Con-  
22 gress (including to the appropriate congressional com-  
23 mittees) a written communication that contains the  
24 information required under subparagraph (B), in-



1 *cluding the report required under clause (ii) of that*  
2 *subparagraph.*

3 *“(D) For the purposes of this paragraph—*

4 *“(i) the term ‘Inspector General’—*

5 *“(I) means an Inspector General who was*  
6 *appointed by the President, without regard to*  
7 *whether the Senate provided advice and consent*  
8 *with respect to that appointment; and*

9 *“(II) includes the Inspector General of an*  
10 *establishment, the Inspector General of the Intel-*  
11 *ligence Community, the Inspector General of the*  
12 *Central Intelligence Agency, the Special Inspec-*  
13 *tor General for Afghanistan Reconstruction, the*  
14 *Special Inspector General for the Troubled Asset*  
15 *Relief Program, and the Special Inspector Gen-*  
16 *eral for Pandemic Recovery; and*

17 *“(ii) a reference to the removal or transfer of an*  
18 *Inspector General under paragraph (1), or to the*  
19 *written communication described in that paragraph,*  
20 *shall be considered to be—*

21 *“(I) in the case of the Inspector General of*  
22 *the Intelligence Community, a reference to sec-*  
23 *tion 103H(c)(4) of the National Security Act of*  
24 *1947 (50 U.S.C. 3033(c)(4));*

1           “(II) in the case of the Inspector General of  
2 the Central Intelligence Agency, a reference to  
3 section 17(b)(6) of the Central Intelligence Agen-  
4 cy Act of 1949 (50 U.S.C. 3517(b)(6));

5           “(III) in the case of the Special Inspector  
6 General for Afghanistan Reconstruction, a ref-  
7 erence to section 1229(c)(6) of the National De-  
8 fense Authorization Act for Fiscal Year 2008  
9 (Public Law 110–181; 122 Stat. 378);

10           “(IV) in the case of the Special Inspector  
11 General for the Troubled Asset Relief Program, a  
12 reference to section 121(b)(4) of the Emergency  
13 Economic Stabilization Act of 2008 (12 U.S.C.  
14 5231(b)(4)); and

15           “(V) in the case of the Special Inspector  
16 General for Pandemic Recovery, a reference to  
17 section 4018(b)(3) of the CARES Act (15 U.S.C.  
18 9053(b)(3)).”; and

19           (2) in section 8G(e)—

20           (A) in paragraph (1), by inserting “or  
21 placement on non-duty status” after “a re-  
22 moval”;

23           (B) in paragraph (2)—

24           (i) by inserting “(A)” after “(2)”;

1                   (ii) in subparagraph (A), as so des-  
2                   ignated, in the first sentence—

3                   (I) by striking “reasons” and in-  
4                   serting the following: “substantive ra-  
5                   tionale, including detailed and case-  
6                   specific reasons,”; and

7                   (II) by inserting “(including to  
8                   the appropriate congressional commit-  
9                   tees)” after “Houses of Congress”; and

10                  (iii) by adding at the end the fol-  
11                  lowing:

12                  “(B) If there is an open or completed inquiry into an  
13                  Inspector General that relates to the removal or transfer of  
14                  the Inspector General under subparagraph (A), the written  
15                  communication required under that subparagraph shall—

16                         “(i) identify each entity that is conducting, or  
17                         that conducted, the inquiry; and

18                         “(ii) in the case of a completed inquiry, contain  
19                         the findings made during the inquiry.”; and

20                         (C) by adding at the end the following:

21                         “(3)(A) Subject to the other provisions of this para-  
22                         graph, only the head of the applicable designated Federal  
23                         entity (referred to in this paragraph as the ‘covered offi-  
24                         cial’) may place an Inspector General on non-duty status.

1       “(B) If a covered official places an Inspector General  
2 on non-duty status, the covered official shall communicate  
3 in writing the substantive rationale, including detailed and  
4 case-specific reasons, for the change in status to both Houses  
5 of Congress (including to the appropriate congressional  
6 committees) not later than 15 days before the date on which  
7 the change in status takes effect, except that the covered offi-  
8 cial may submit that communication not later than the  
9 date on which the change in status takes effect if—

10           “(i) the covered official has made a determina-  
11 tion that the continued presence of the Inspector Gen-  
12 eral in the workplace poses a threat described in any  
13 of clauses (i) through (iv) of section 6329b(b)(2)(A) of  
14 title 5, United States Code; and

15           “(ii) in the communication, the covered official  
16 includes a report on the determination described in  
17 clause (i), which shall include—

18           “(I) a specification of which clause of sec-  
19 tion 6329b(b)(2)(A) of title 5, United States  
20 Code, the covered official has determined applies  
21 under clause (i) of this subparagraph;

22           “(II) the substantive rationale, including  
23 detailed and case-specific reasons, for the deter-  
24 mination made under clause (i);

1           “(III) an identification of each entity that  
2           is conducting, or that conducted, any inquiry  
3           upon which the determination under clause (i)  
4           was made; and

5           “(IV) in the case of an inquiry described in  
6           subclause (III) that is completed, the findings  
7           made during that inquiry.

8           “(C) A covered official may not place an Inspector  
9           General on non-duty status during the 30-day period pre-  
10          ceding the date on which the Inspector General is removed  
11          or transferred under paragraph (2)(A) unless the covered  
12          official—

13           “(i) has made a determination that the contin-  
14          ued presence of the Inspector General in the workplace  
15          poses a threat described in any of clauses (i) through  
16          (iv) of section 6329b(b)(2)(A) of title 5, United States  
17          Code; and

18           “(ii) not later than the date on which the change  
19          in status takes effect, submits to both Houses of Con-  
20          gress (including to the appropriate congressional com-  
21          mittees) a written communication that contains the  
22          information required under subparagraph (B), in-  
23          cluding the report required under clause (ii) of that  
24          subparagraph.

1       “(D) Nothing in this paragraph may be construed to  
2 limit or otherwise modify—

3               “(i) any statutory protection that is afforded to  
4 an Inspector General; or

5               “(ii) any other action that a covered official may  
6 take under law with respect to an Inspector Gen-  
7 eral.”.

8       (b) *TECHNICAL AND CONFORMING AMENDMENT.*—Sec-  
9 tion 12(3) of the Inspector General Act of 1978 (5 U.S.C.  
10 App.) is amended by inserting “except as otherwise ex-  
11 pressly provided,” before “the term”.

12 **SEC. 103. VACANCY IN POSITION OF INSPECTOR GENERAL.**

13       (a) *IN GENERAL.*—Section 3 of the Inspector General  
14 Act of 1978 (5 U.S.C. App.) is amended by adding at the  
15 end the following:

16       “(h)(1) In this subsection—

17               “(A) the term ‘first assistant to the position of  
18 Inspector General’ means, with respect to an Office of  
19 Inspector General—

20                       “(i) an individual who, as of the day before  
21 the date on which the Inspector General dies, re-  
22 signs, or otherwise becomes unable to perform the  
23 functions and duties of that position—

24                               “(I) is serving in a position in that  
25 Office; and

1           “(II) has been designated in writing by  
2           the Inspector General, through an order of  
3           succession or otherwise, as the first assistant  
4           to the position of Inspector General; or

5           “(i) if the Inspector General has not made  
6           a designation described in clause (i)(II)—

7           “(I) the Principal Deputy Inspector  
8           General of that Office, as of the day before  
9           the date on which the Inspector General  
10          dies, resigns, or otherwise becomes unable to  
11          perform the functions and duties of that po-  
12          sition; or

13          “(II) if there is no Principal Deputy  
14          Inspector General of that Office, the Deputy  
15          Inspector General of that Office, as of the  
16          day before the date on which the Inspector  
17          General dies, resigns, or otherwise becomes  
18          unable to perform the functions and duties  
19          of that position; and

20          “(B) the term ‘Inspector General’—

21                 “(i) means an Inspector General who is ap-  
22                 pointed by the President, by and with the advice  
23                 and consent of the Senate; and

24                 “(ii) includes the Inspector General of an  
25                 establishment, the Inspector General of the Intel-

1           *ligence Community, the Inspector General of the*  
2           *Central Intelligence Agency, the Special Inspec-*  
3           *tor General for the Troubled Asset Relief Pro-*  
4           *gram, and the Special Inspector General for*  
5           *Pandemic Recovery.*

6           “(2) *If an Inspector General dies, resigns, or is other-*  
7           *wise unable to perform the functions and duties of the posi-*  
8           *tion—*

9                   “(A) *section 3345(a) of title 5, United States*  
10           *Code, and section 103(e) of the National Security Act*  
11           *of 1947 (50 U.S.C. 3025(e)) shall not apply;*

12                   “(B) *subject to paragraph (4), the first assistant*  
13           *to the position of Inspector General shall perform the*  
14           *functions and duties of the Inspector General tempo-*  
15           *rarily in an acting capacity subject to the time limi-*  
16           *tations of section 3346 of title 5, United States Code;*  
17           *and*

18                   “(C) *notwithstanding subparagraph (B), and*  
19           *subject to paragraphs (4) and (5), the President (and*  
20           *only the President) may direct an officer or employee*  
21           *of any Office of an Inspector General to perform the*  
22           *functions and duties of the Inspector General tempo-*  
23           *rarily in an acting capacity subject to the time limi-*  
24           *tations of section 3346 of title 5, United States Code,*  
25           *only if—*



1           “(i) during the 365-day period preceding  
2 the date of death, resignation, or beginning of in-  
3 ability to serve of the Inspector General, the offi-  
4 cer or employee served in a position in an Office  
5 of an Inspector General for not less than 90  
6 days, except that—

7                   “(I) the requirement under this clause  
8 shall not apply if the officer is an Inspector  
9 General; and

10                   “(II) for the purposes of this subpara-  
11 graph, performing the functions and duties  
12 of an Inspector General temporarily in an  
13 acting capacity does not qualify as service  
14 in a position in an Office of an Inspector  
15 General;

16           “(ii) the rate of pay for the position of the  
17 officer or employee described in clause (i) is  
18 equal to or greater than the minimum rate of  
19 pay payable for a position at GS-15 of the Gen-  
20 eral Schedule;

21           “(iii) the officer or employee has dem-  
22 onstrated ability in accounting, auditing, finan-  
23 cial analysis, law, management analysis, public  
24 administration, or investigations; and

1           “(iv) not later than 30 days before the date  
2           on which the direction takes effect, the President  
3           communicates in writing to both Houses of Con-  
4           gress (including to the appropriate congressional  
5           committees) the substantive rationale, including  
6           the detailed and case-specific reasons, for such  
7           direction, including the reason for the direction  
8           that someone other than the individual who is  
9           performing the functions and duties of the In-  
10          spector General temporarily in an acting capac-  
11          ity (as of the date on which the President issues  
12          that direction) perform those functions and du-  
13          ties temporarily in an acting capacity.

14          “(3) Notwithstanding section 3345(a) of title 5, United  
15          States Code, section 103(e) of the National Security Act of  
16          1947 (50 U.S.C. 3025(e)), and subparagraphs (B) and (C)  
17          of paragraph (2), and subject to paragraph (4), during any  
18          period in which an Inspector General is on non-duty sta-  
19          tus—

20                 “(A) the first assistant to the position of Inspec-  
21          tor General shall perform the functions and duties of  
22          the position temporarily in an acting capacity subject  
23          to the time limitations of section 3346 of title 5,  
24          United States Code; and

1           “(B) if the first assistant described in subpara-  
2           graph (A) dies, resigns, or becomes otherwise unable  
3           to perform those functions and duties, the President  
4           (and only the President) may direct an officer or em-  
5           ployee in that Office of Inspector General to perform  
6           those functions and duties temporarily in an acting  
7           capacity, subject to the time limitations of section  
8           3346 of title 5, United States Code, if—

9           “(i) that direction satisfies the requirements  
10           under clauses (ii), (iii), and (iv) of paragraph  
11           (2)(C); and

12           “(ii) that officer or employee served in a po-  
13           sition in that Office of Inspector General for not  
14           fewer than 90 of the 365 days preceding the date  
15           on which the President makes that direction.

16           “(4) An individual may perform the functions and du-  
17           ties of an Inspector General temporarily and in an acting  
18           capacity under subparagraph (B) or (C) of paragraph (2),  
19           or under paragraph (3), with respect to only 1 Inspector  
20           General position at any given time.

21           “(5) If the President makes a direction under para-  
22           graph (2)(C), during the 30-day period preceding the date  
23           on which the direction of the President takes effect, the func-  
24           tions and duties of the position of the applicable Inspector  
25           General shall be performed by—

1           “(A) *the first assistant to the position of Inspec-*  
2           *tor General; or*

3           “(B) *the individual performing those functions*  
4           *and duties temporarily in an acting capacity, as of*  
5           *the date on which the President issues that direction,*  
6           *if that individual is an individual other than the*  
7           *first assistant to the position of Inspector General.”.*

8           (b) *RULE OF CONSTRUCTION.—Nothing in the amend-*  
9           *ment made by subsection (a) may be construed to limit the*  
10           *applicability of sections 3345 through 3349d of title 5,*  
11           *United States Code (commonly known as the “Federal Va-*  
12           *cancies Reform Act of 1998”), other than with respect to*  
13           *section 3345(a) of that title.*

14           (c) *EFFECTIVE DATE.—*

15           (1) *DEFINITION.—In this subsection, the term*  
16           *“Inspector General” has the meaning given the term*  
17           *in subsection (h)(1)(B) of section 3 of the Inspector*  
18           *General Act of 1978 (5 U.S.C. App.), as added by*  
19           *subsection (a) of this section.*

20           (2) *APPLICABILITY.—*

21           (A) *IN GENERAL.—Except as provided in*  
22           *subparagraph (B), this section, and the amend-*  
23           *ments made by this section, shall take effect on*  
24           *the date of enactment of this Act.*

1           (B) *EXISTING VACANCIES.*—If, as of the  
 2           date of enactment of this Act, an individual is  
 3           performing the functions and duties of an In-  
 4           specter General temporarily in an acting capac-  
 5           ity, this section, and the amendments made by  
 6           this section, shall take effect with respect to that  
 7           Inspector General position on the date that is 30  
 8           days after the date of enactment of this Act.

9 **SEC. 104. OFFICE OF INSPECTOR GENERAL WHISTLE-**  
 10 **BLOWER COMPLAINTS.**

11           (a) *WHISTLEBLOWER PROTECTION COORDINATOR.*—  
 12           Section 3(d)(1)(C) of the Inspector General Act of 1978 (5  
 13           U.S.C. App.) is amended—

14                   (1) in clause (i), in the matter preceding sub-  
 15                   clause (I), by inserting “, including employees of that  
 16                   Office of Inspector General” after “employees”; and

17                   (2) in clause (iii), by inserting “(including the  
 18                   Integrity Committee of that Council)” after “and Ef-  
 19                   ficiency”.

20           (b) *COUNCIL OF THE INSPECTORS GENERAL ON IN-*  
 21 *TEGRITY AND EFFICIENCY.*—Section 11(c)(5)(B) of the In-  
 22 *pector General Act of 1978 (5 U.S.C. App.) is amended*  
 23 *by striking “, allegations of reprisal,” and inserting the fol-*  
 24 *lowing: “and allegations of reprisal (including the timely*  
 25 *and appropriate handling and consideration of protected*

1 *disclosures and allegations of reprisal that are internal to*  
 2 *an Office of Inspector General)”.  
 3*

3 **TITLE II—PRESIDENTIAL EXPLA-**  
 4 **NATION OF FAILURE TO**  
 5 **NOMINATE AN INSPECTOR**  
 6 **GENERAL**

7 **SEC. 201. PRESIDENTIAL EXPLANATION OF FAILURE TO**  
 8 **NOMINATE AN INSPECTOR GENERAL.**

9 (a) *IN GENERAL.*—Subchapter III of chapter 33 of  
 10 title 5, United States Code, is amended by inserting after  
 11 section 3349d the following:

12 **“§ 3349e. Presidential explanation of failure to nomi-**  
 13 **nate an inspector general**

14 *“If the President fails to make a formal nomination*  
 15 *for a vacant inspector general position that requires a for-*  
 16 *mal nomination by the President to be filled within the pe-*  
 17 *riod beginning on the later of the date on which the vacancy*  
 18 *occurred or on which a nomination is rejected, withdrawn,*  
 19 *or returned, and ending on the day that is 210 days after*  
 20 *that date, the President shall communicate, within 30 days*  
 21 *after the end of such period and not later than June 1 of*  
 22 *each year thereafter, to the appropriate congressional com-*  
 23 *mittees, as defined in section 12 of the Inspector General*  
 24 *Act of 1978 (5 U.S.C. App.)—*

1           “(1) *the reasons why the President has not yet*  
2           *made a formal nomination; and*

3           “(2) *a target date for making a formal nomina-*  
4           *tion.*”.

5           **(b) TECHNICAL AND CONFORMING AMENDMENT.**—*The*  
6           *table of sections for subchapter III of chapter 33 of title*  
7           *5, United States Code, is amended by inserting after the*  
8           *item relating to section 3349d the following:*

          “3349e. *Presidential explanation of failure to nominate an Inspector General.*”.

9           **(c) EFFECTIVE DATE.**—*The amendment made by sub-*  
10          *section (a) shall take effect—*

11           (1) *on the date of enactment of this Act with re-*  
12           *spect to any vacancy first occurring on or after that*  
13           *date; and*

14           (2) *on the day that is 210 days after the date of*  
15           *enactment of this Act with respect to any vacancy*  
16           *that occurred before the date of enactment of this Act.*

17           **TITLE III—INTEGRITY COMMITTEE OF THE COUNCIL OF**  
18           **INSPECTORS GENERAL ON IN-**  
19           **TEGRITY AND EFFICIENCY**  
20           **TRANSPARENCY**  
21           **TRANSPARENCY**

22           **SEC. 301. SHORT TITLE.**

23           *This title may be cited as the “Integrity Committee*  
24           *Transparency Act of 2021”.*

1 **SEC. 302. ADDITIONAL INFORMATION TO BE INCLUDED IN**  
 2 **REQUESTS AND REPORTS TO CONGRESS.**

3 *Section 11(d) of the Inspector General Act of 1978 (5*  
 4 *U.S.C. App.) is amended—*

5 *(1) in paragraph (5)(B)(ii), by striking the pe-*  
 6 *riod at the end and inserting “, the length of time the*  
 7 *Integrity Committee has been evaluating the allega-*  
 8 *tion of wrongdoing, and a description of any previous*  
 9 *written notice provided under this clause with respect*  
 10 *to the allegation of wrongdoing, including the descrip-*  
 11 *tion provided for why additional time was needed.”;*  
 12 *and*

13 *(2) in paragraph (8)(A)(ii), by inserting “or*  
 14 *corrective action” after “disciplinary action”.*

15 **SEC. 303. AVAILABILITY OF INFORMATION TO CONGRESS**  
 16 **ON CERTAIN ALLEGATIONS OF WRONGDOING**  
 17 **CLOSED WITHOUT REFERRAL.**

18 *Section 11(d)(5)(B) of the Inspector General Act of*  
 19 *1978 (5 U.S.C. App.) is amended by adding at the end the*  
 20 *following:*

21 *“(iii) AVAILABILITY OF INFORMATION*  
 22 *TO CONGRESS ON CERTAIN ALLEGATIONS OF*  
 23 *WRONGDOING CLOSED WITHOUT REFER-*  
 24 *RAL.—*

25 *“(I) IN GENERAL.—With respect*  
 26 *to an allegation of wrongdoing made*



1 *by a member of Congress that is closed*  
2 *by the Integrity Committee without re-*  
3 *ferral to the Chairperson of the Integ-*  
4 *riety Committee to initiate an inves-*  
5 *tigation, the Chairperson of the Integ-*  
6 *riety Committee shall, not later than 60*  
7 *days after closing the allegation of*  
8 *wrongdoing, provide a written descrip-*  
9 *tion of the nature of the allegation of*  
10 *wrongdoing and how the Integrity*  
11 *Committee evaluated the allegation of*  
12 *wrongdoing to—*

13 *“(aa) the Chair and Ranking*  
14 *Minority Member of the Com-*  
15 *mittee on Homeland Security and*  
16 *Governmental Affairs of the Sen-*  
17 *ate; and*

18 *“(bb) the Chair and Ranking*  
19 *Minority Member of the Com-*  
20 *mittee on Oversight and Reform*  
21 *of the House of Representatives.*

22 *“(II) REQUIREMENT TO FOR-*  
23 *WARD.—The Chairperson of the Integ-*  
24 *riety Committee shall forward any*  
25 *written description or update provided*

1                    *under this clause to the members of the*  
2                    *Integrity Committee and to the Chair-*  
3                    *person of the Council.”.*

4 **SEC. 304. SEMIANNUAL REPORT.**

5            *Section 11(d)(9) of the Inspector General Act of 1978*  
6 *(5 U.S.C. App.) is amended to read as follows:*

7                    *“(9) SEMIANNUAL REPORT.—On or before May*  
8                    *31, 2022, and every 6 months thereafter, the Council*  
9                    *shall submit to Congress and the President a report*  
10                   *on the activities of the Integrity Committee during*  
11                   *the immediately preceding 6-month periods ending*  
12                   *March 31 and September 30, which shall include the*  
13                   *following with respect to allegations of wrongdoing*  
14                   *that are made against Inspectors General and staff*  
15                   *members of the various Offices of Inspector General*  
16                   *described in paragraph (4)(C):*

17                    *“(A) An overview and analysis of the alle-*  
18                    *gations of wrongdoing disposed of by the Integ-*  
19                    *riety Committee, including—*

20                    *“(i) analysis of the positions held by*  
21                    *individuals against whom allegations were*  
22                    *made, including the duties affiliated with*  
23                    *such positions;*

24                    *“(ii) analysis of the categories or types*  
25                    *of the allegations of wrongdoing; and*

1                   “(iii) a summary of disposition of all  
2                   the allegations.

3                   “(B) The number of allegations received by  
4                   the Integrity Committee.

5                   “(C) The number of allegations referred to  
6                   the Department of Justice or the Office of Spe-  
7                   cial Counsel, including the number of allegations  
8                   referred for criminal investigation.

9                   “(D) The number of allegations referred to  
10                  the Chairperson of the Integrity Committee for  
11                  investigation, a general description of the status  
12                  of such investigations, and a summary of the  
13                  findings of investigations completed.

14                  “(E) An overview and analysis of allega-  
15                  tions of wrongdoing received by the Integrity  
16                  Committee during any previous reporting pe-  
17                  riod, but remained pending during some part of  
18                  the six months covered by the report, including—

19                         “(i) analysis of the positions held by  
20                         individuals against whom allegations were  
21                         made, including the duties affiliated with  
22                         such positions;

23                         “(ii) analysis of the categories or types  
24                         of the allegations of wrongdoing; and

1                   “(iii) a summary of disposition of all  
2                   the allegations.

3                   “(F) The number and category or type of  
4                   pending investigations.

5                   “(G) For each allegation received—

6                   “(i) the date on which the investigation  
7                   was opened;

8                   “(ii) the date on which the allegation  
9                   was disposed of, as applicable; and

10                  “(iii) the case number associated with  
11                  the allegation.

12                  “(H) The nature and number of allegations  
13                  to the Integrity Committee closed without refer-  
14                  ral, including the justification for why each alle-  
15                  gation was closed without referral.

16                  “(I) A brief description of any difficulty en-  
17                  countered by the Integrity Committee when re-  
18                  ceiving, evaluating, investigating, or referring  
19                  for investigation an allegation received by the  
20                  Integrity Committee, including a brief descrip-  
21                  tion of—

22                  “(i) any attempt to prevent or hinder  
23                  an investigation; or

1                   “(ii) concerns about the integrity or  
2                   operations at an Office of Inspector Gen-  
3                   eral.

4                   “(J) Other matters that the Council con-  
5                   siders appropriate.”.

6 **SEC. 305. ADDITIONAL REPORTS.**

7           Section 5 of the Inspector General Act of 1978 (5  
8 U.S.C. App.) is amended—

9                   (1) by redesignating subsections (e) and (f) as  
10                  subsections (g) and (h), respectively; and

11                  (2) by inserting after subsection (d) the fol-  
12                  lowing:

13                  “(e) **ADDITIONAL REPORTS.**—

14                   “(1) **REPORT TO INSPECTOR GENERAL.**—The  
15                  Chairperson of the Integrity Committee of the Council  
16                  of the Inspectors General on Integrity and Efficiency  
17                  shall, immediately whenever the Chairperson of the  
18                  Integrity Committee becomes aware of particularly se-  
19                  rious or flagrant problems, abuses, or deficiencies re-  
20                  lating to the administration of programs and oper-  
21                  ations of an Office of Inspector General for which the  
22                  Integrity Committee may receive, review, and refer  
23                  for investigation allegations of wrongdoing under sec-  
24                  tion 11(d), submit a report to the Inspector General

1       *who leads the Office at which the serious or flagrant*  
2       *problems, abuses, or deficiencies were alleged.*

3               “(2) *REPORT TO PRESIDENT, CONGRESS, AND*  
4       *THE ESTABLISHMENT.—Not later than 7 days after*  
5       *the date on which an Inspector General receives a re-*  
6       *port submitted under paragraph (1), the Inspector*  
7       *General shall submit to the President, the appropriate*  
8       *congressional committees, and the head of the estab-*  
9       *lishment—*

10               “(A) *the report received under paragraph*  
11               *(1); and*

12               “(B) *a report by the Inspector General con-*  
13               *taining any comments the Inspector General de-*  
14               *termines appropriate.”.*

15       **SEC. 306. REQUIREMENT TO REPORT FINAL DISPOSITION**  
16               **TO CONGRESS.**

17       *Section 11(d)(8)(B) of the Inspector General Act of*  
18       *1978 (5 U.S.C. App.) is amended by inserting “and the*  
19       *appropriate congressional committees” after “Integrity*  
20       *Committee”.*

21       **SEC. 307. INVESTIGATIONS OF OFFICES OF INSPECTORS**  
22               **GENERAL OF ESTABLISHMENTS BY THE IN-**  
23               **TEGRITY COMMITTEE.**

24       *Section 11(d)(7)(B)(i)(V) of the Inspector General Act*  
25       *of 1978 (5 U.S.C. App.) is amended by inserting “, and*

1 *that an investigation of an Office of Inspector General of*  
 2 *an establishment is conducted by another Office of Inspector*  
 3 *General of an establishment” after “size”.*

4 **TITLE IV—TESTIMONIAL SUB-**  
 5 **POENA AUTHORITY FOR IN-**  
 6 **SPECTORS GENERAL**

7 **SEC. 401. SHORT TITLE.**

8 *This title may be cited as the “IG Testimonial Sub-*  
 9 *poena Authority Act”.*

10 **SEC. 402. ADDITIONAL AUTHORITY PROVISIONS FOR IN-**  
 11 **SPECTORS GENERAL.**

12 *The Inspector General Act of 1978 (5 U.S.C. App.) is*  
 13 *amended—*

14 *(1) by inserting after section 6 the following:*

15 **“SEC. 6A. ADDITIONAL AUTHORITY.**

16 *“(a) DEFINITIONS.—In this section—*

17 *“(1) the term ‘Chairperson’ means the Chair-*  
 18 *person of the Council of the Inspectors General on In-*  
 19 *tegrity and Efficiency;*

20 *“(2) the term ‘Inspector General’—*

21 *“(A) means an Inspector General of an es-*  
 22 *tablishment or a designated Federal entity (as*  
 23 *defined in section 8G(a)); and*

24 *“(B) includes—*

1           “(i) the Inspector General of the Cen-  
2           tral Intelligence Agency established under  
3           section 17 of the Central Intelligence Agency  
4           Act of 1949 (50 U.S.C. 3517);

5           “(ii) the Inspector General of the Intel-  
6           ligence Community established under sec-  
7           tion 103H of the National Security Act of  
8           1947 (50 U.S.C. 3033);

9           “(iii) the Special Inspector General for  
10          Afghanistan Reconstruction established  
11          under section 1229 of the National Defense  
12          Authorization Act for Fiscal Year 2008  
13          (Public Law 110–181; 122 Stat. 379);

14          “(iv) the Special Inspector General for  
15          the Troubled Asset Relief Plan established  
16          under section 121 of the Emergency Eco-  
17          nomic Stabilization Act of 2008 (12 U.S.C.  
18          5231); and

19          “(v) the Special Inspector General for  
20          Pandemic Recovery established under sec-  
21          tion 4018 of the CARES Act (15 U.S.C.  
22          9053); and

23                 “(3) the term ‘Subpoena Panel’ means the panel  
24                 to which requests for approval to issue a subpoena are  
25                 submitted under subsection (e).



1       “(b) *TESTIMONIAL SUBPOENA AUTHORITY.*—

2               “(1) *IN GENERAL.*—*In addition to the authority*  
3 *otherwise provided by this Act and in accordance*  
4 *with the requirements of this section, each Inspector*  
5 *General, in carrying out the provisions of this Act or*  
6 *the provisions of the authorizing statute of the Inspec-*  
7 *tor General, as applicable, is authorized to require by*  
8 *subpoena the attendance and testimony of witnesses*  
9 *as necessary in the performance of an audit, inspec-*  
10 *tion, evaluation, or investigation, which subpoena, in*  
11 *the case of contumacy or refusal to obey, shall be en-*  
12 *forceable by order of any appropriate United States*  
13 *district court.*

14               “(2) *PROHIBITION.*—*An Inspector General may*  
15 *not require by subpoena the attendance and testimony*  
16 *of a Federal employee or employee of a designated*  
17 *Federal entity, but may use other authorized proce-*  
18 *dures.*

19               “(3) *DETERMINATION BY INSPECTOR GEN-*  
20 *ERAL.*—*The determination of whether a matter con-*  
21 *stitutes an audit, inspection, evaluation, or investiga-*  
22 *tion shall be at the discretion of the applicable Inspec-*  
23 *tor General.*

24               “(c) *LIMITATION ON DELEGATION.*—*The authority to*  
25 *issue a subpoena under subsection (b) may only be delegated*

1 *to an official performing the functions and duties of an In-*  
2 *pector General when the Inspector General position is va-*  
3 *cant or when the Inspector General is unable to perform*  
4 *the functions and duties of the Office of the Inspector Gen-*  
5 *eral.*

6 “(d) NOTICE TO ATTORNEY GENERAL.—

7 “(1) IN GENERAL.—Not less than 10 days before  
8 submitting a request for approval to issue a subpoena  
9 to the Subpoena Panel under subsection (e), an In-  
10 spector General shall—

11 “(A) notify the Attorney General of the plan  
12 of the Inspector General to issue the subpoena;  
13 and

14 “(B) take into consideration any informa-  
15 tion provided by the Attorney General relating to  
16 the subpoena.

17 “(2) RULE OF CONSTRUCTION.—Nothing in this  
18 subsection may be construed to prevent an Inspector  
19 General from submitting to the Subpoena Panel  
20 under subsection (e) a request for approval to issue a  
21 subpoena if 10 or more days have elapsed since the  
22 date on which the Inspector General submits to the  
23 Attorney General the notification required under  
24 paragraph (1)(A) with respect to that subpoena.

25 “(e) PANEL REVIEW BEFORE ISSUANCE.—

1           “(1) *APPROVAL REQUIRED.*—

2                   “(A) *REQUEST FOR APPROVAL BY SUB-*  
3 *POENA PANEL.*—*Before the issuance of a sub-*  
4 *poena described in subsection (b), an Inspector*  
5 *General shall submit to a panel a request for ap-*  
6 *proval to issue the subpoena, which shall include*  
7 *a determination by the Inspector General that—*

8                           “(i) *the testimony is likely to be rea-*  
9 *sonably relevant to the audit, inspection,*  
10 *evaluation, or investigation for which the*  
11 *subpoena is sought; and*

12                           “(ii) *the information to be sought can-*  
13 *not be reasonably obtained through other*  
14 *means.*

15           “(B) *COMPOSITION OF SUBPOENA PANEL.*—

16                   “(i) *IN GENERAL.*—*Subject to clauses*  
17 *(ii) and (iii), a Subpoena Panel shall be*  
18 *comprised of 3 inspectors general appointed*  
19 *by the President and confirmed by the Sen-*  
20 *ate, who shall be randomly drawn by the*  
21 *Chairperson or a designee of the Chair-*  
22 *person from a pool of all such inspectors*  
23 *general.*

24                   “(ii) *CLASSIFIED INFORMATION.*—*If*  
25 *consideration of a request for a subpoena*

1           *submitted under subparagraph (A) would*  
2           *require access to classified information, the*  
3           *Chairperson or a designee of the Chair-*  
4           *person may limit the pool of inspectors gen-*  
5           *eral described in clause (i) to appropriately*  
6           *cleared inspectors general.*

7           “(iii) CONFIRMATION OF AVAIL-  
8           ABILITY.—*If an inspector general drawn*  
9           *from the pool described in clause (i) does*  
10           *not confirm their availability to serve on*  
11           *the Subpoena Panel within 24 hours of re-*  
12           *ceiving a notification from the Chairperson*  
13           *or a designee of the Chairperson regarding*  
14           *selection for the Subpoena Panel, the Chair-*  
15           *person or a designee of the Chairperson*  
16           *may randomly draw a new inspector gen-*  
17           *eral from the pool to serve on the Subpoena*  
18           *Panel.*

19           “(C) CONTENTS OF REQUEST.—*The request*  
20           *described in subparagraph (A) shall include any*  
21           *information provided by the Attorney General*  
22           *related to the subpoena, which the Attorney Gen-*  
23           *eral requests that the Subpoena Panel consider.*

24           “(D) PROTECTION FROM DISCLOSURE.—

1           “(i) *IN GENERAL.*—*The information*  
2           *contained in a request submitted by an In-*  
3           *pector General under subparagraph (A)*  
4           *and the identification of a witness shall be*  
5           *protected from disclosure to the extent per-*  
6           *mitted by law.*

7           “(ii) *REQUEST FOR DISCLOSURE.*—  
8           *Any request for disclosure of the informa-*  
9           *tion described in clause (i) shall be sub-*  
10           *mitted to the Inspector General requesting*  
11           *the subpoena.*

12           “(2) *TIME TO RESPOND.*—

13           “(A) *IN GENERAL.*—*Except as provided in*  
14           *subparagraph (B), the Subpoena Panel shall ap-*  
15           *prove or deny a request for approval to issue a*  
16           *subpoena submitted under paragraph (1) not*  
17           *later than 10 days after the submission of the re-*  
18           *quest.*

19           “(B) *ADDITIONAL INFORMATION FOR*  
20           *PANEL.*—*If the Subpoena Panel determines that*  
21           *additional information is necessary to approve*  
22           *or deny a request for approval to issue a sub-*  
23           *poena submitted by an Inspector General under*  
24           *paragraph (1), the Subpoena Panel shall—*

25           *“(i) request that information; and*

1                   “(i) approve or deny the request for  
2                   approval submitted by the Inspector Gen-  
3                   eral not later than 20 days after the Sub-  
4                   poena Panel submits the request for infor-  
5                   mation under clause (i).

6                   “(3) APPROVAL BY PANEL.—If all members of the  
7                   Subpoena Panel unanimously approve a request for  
8                   approval to issue a subpoena submitted by an Inspec-  
9                   tor General under paragraph (1), the Inspector Gen-  
10                  eral may issue the subpoena.

11                  “(4) NOTICE TO COUNCIL AND ATTORNEY GEN-  
12                  ERAL.—Upon issuance of a subpoena by an Inspector  
13                  General under subsection (b), the Inspector General  
14                  shall provide contemporaneous notice of such issuance  
15                  to the Chairperson or a designee of the Chairperson  
16                  and to the Attorney General.

17                  “(f) SEMIANNUAL REPORTING.—On or before May 31,  
18                  2022, and every 6 months thereafter, the Council of the In-  
19                  spectors General on Integrity and Efficiency shall submit  
20                  to the Committee on Homeland Security and Governmental  
21                  Affairs of the Senate, the Committee on Oversight and Re-  
22                  form of the House of Representatives, and the Comptroller  
23                  General of the United States a report on the use of sub-  
24                  poenas described in subsection (b) in any audit, inspection,  
25                  evaluation, or investigation that concluded during the im-

1 *mediately preceding 6-month periods ending March 31 and*  
2 *September 30, which shall include—*

3 *“(1) a list of each Inspector General that has*  
4 *submitted a request for approval of a subpoena to the*  
5 *Subpoena Panel;*

6 *“(2) for each applicable Inspector General, the*  
7 *number of subpoenas submitted to the Subpoena*  
8 *Panel, approved by the Subpoena Panel, and dis-*  
9 *approved by the Subpoena Panel;*

10 *“(3) for each subpoena submitted to the Sub-*  
11 *poena Panel for approval—*

12 *“(A) an anonymized description of the indi-*  
13 *vidual or organization to whom the subpoena*  
14 *was directed;*

15 *“(B) the date on which the subpoena request*  
16 *was sent to the Attorney General, the date on*  
17 *which the Attorney General responded, and*  
18 *whether the Attorney General provided informa-*  
19 *tion regarding the subpoena request, including*  
20 *whether the Attorney General opposed issuance of*  
21 *the proposed subpoena;*

22 *“(C) the members of the Subpoena Panel*  
23 *considering the subpoena;*

24 *“(D) the date on which the subpoena request*  
25 *was sent to the Subpoena Panel, the date on*

1           *which the Subpoena Panel approved or dis-*  
2           *approved the subpoena request, and the decision*  
3           *of the Subpoena Panel; and*

4                   “(E) *the date on which the subpoena was*  
5           *issued, if approved; and*

6                   “(4) *any other information the Council of the In-*  
7           *spectors General on Integrity and Efficiency considers*  
8           *appropriate to include.*

9           “(g) *TRAINING AND STANDARDS.—The Council of the*  
10          *Inspectors General on Integrity and Efficiency, in consulta-*  
11          *tion with the Attorney General, shall promulgate standards*  
12          *and provide training relating to the issuance of subpoenas,*  
13          *conflicts of interest, and any other matter the Council deter-*  
14          *mines necessary to carry out this section.*

15           “(h) *APPLICABILITY.—The provisions of this section*  
16          *shall not affect the exercise of authority by an Inspector*  
17          *General of testimonial subpoena authority established under*  
18          *another provision of law.*

19           “(i) *TERMINATION.—The authorities provided under*  
20          *subsection (b) shall terminate on January 1, 2027, provided*  
21          *that this subsection shall not affect the enforceability of a*  
22          *subpoena issued on or before December 31, 2026.”;*

23                   (2) *in section 5(a), as amended by section 903*  
24          *of this Act—*



1           (A) in paragraph (16)(B), as so redesignig-  
2           nated, by striking the period at the end and in-  
3           serting “; and”; and

4           (B) by adding at the end the following:

5           “(17) a description of the use of subpoenas for  
6           the attendance and testimony of certain witnesses au-  
7           thorized under section 6A.”; and

8           (3) in section 8G(g)(1), by inserting “6A,” before  
9           “and 7”.

10 **SEC. 403. REVIEW BY THE COMPTROLLER GENERAL.**

11           Not later than January 1, 2026, the Comptroller Gen-  
12           eral of the United States shall submit to the appropriate  
13           congressional committees a report reviewing the use of testi-  
14           monial subpoena authority, which shall include—

15           (1) a summary of the information included in  
16           the semiannual reports to Congress under section  
17           6A(f) of the Inspector General Act of 1978 (5 U.S.C.  
18           App.), as added by this Act, including an analysis of  
19           any patterns and trends identified in the use of the  
20           authority during the reporting period;

21           (2) a review of subpoenas issued by inspectors  
22           general on and after the date of enactment of this Act  
23           to evaluate compliance with this Act by the respective  
24           inspector general, the Subpoena Panel, and the Coun-

1        *cil of the Inspectors General on Integrity and Effi-*  
2        *ciency; and*

3                *(3) any additional analysis, evaluation, or rec-*  
4        *ommendation based on observations or information*  
5        *gathered by the Comptroller General of the United*  
6        *States during the course of the review.*

7        **TITLE V—INVESTIGATIONS OF**  
8        **DEPARTMENT OF JUSTICE**  
9        **PERSONNEL**

10        **SEC. 501. SHORT TITLE.**

11                *This title may be cited as the “Inspector General Ac-*  
12        *cess Act of 2021”.*

13        **SEC. 502. INVESTIGATIONS OF DEPARTMENT OF JUSTICE**  
14                **PERSONNEL.**

15                *Section 8E of the Inspector General Act of 1978 (5*  
16        *U.S.C. App.) is amended—*

17                *(1) in subsection (b)—*

18                        *(A) in paragraph (2), by striking “and*  
19        *paragraph (3)”;*

20                        *(B) by striking paragraph (3);*

21                        *(C) by redesignating paragraphs (4) and*  
22        *(5) as paragraphs (3) and (4), respectively; and*

23                        *(D) in paragraph (4), as redesignated, by*  
24        *striking “paragraph (4)” and inserting “para-*  
25        *graph (3)”;* and

1           (2) *in subsection (d), by striking “, except with*  
 2           *respect to allegations described in subsection (b)(3),”.*

3     **TITLE VI—NOTICE OF ONGOING**  
 4           **INVESTIGATIONS                   WHEN**  
 5           **THERE IS A CHANGE IN STA-**  
 6           **TUS OF INSPECTOR GENERAL**

7     **SEC. 601. NOTICE OF ONGOING INVESTIGATIONS WHEN**  
 8                   **THERE IS A CHANGE IN STATUS OF INSPEC-**  
 9                   **TOR GENERAL.**

10        *Section 5 of the Inspector General Act of 1978 (5*  
 11     *U.S.C. App.) is amended by inserting after subsection (e),*  
 12     *as added by section 305, the following:*

13           “(f) *Not later than 15 days after an Inspector General*  
 14     *is removed, placed on paid or unpaid non-duty status, or*  
 15     *transferred to another position or location within an estab-*  
 16     *lishment, the officer or employee performing the functions*  
 17     *and duties of the Inspector General temporarily in an act-*  
 18     *ing capacity shall submit to the Committee on Homeland*  
 19     *Security and Governmental Affairs of the Senate and the*  
 20     *Committee on Oversight and Reform of the House of Rep-*  
 21     *resentatives information regarding work being conducted by*  
 22     *the Office as of the date on which the Inspector General*  
 23     *was removed, placed on paid or unpaid non-duty status,*  
 24     *or transferred, which shall include—*

25           “(1) *for each investigation—*

1           “(A) the type of alleged offense;

2           “(B) the fiscal quarter in which the Office  
3           initiated the investigation;

4           “(C) the relevant Federal agency, including  
5           the relevant component of that Federal agency  
6           for any Federal agency listed in section 901(b)  
7           of title 31, United States Code, under investiga-  
8           tion or affiliated with the individual or entity  
9           under investigation; and

10           “(D) whether the investigation is adminis-  
11           trative, civil, criminal, or a combination thereof,  
12           if known; and

13           “(2) for any work not described in paragraph  
14           (1)—

15           “(A) a description of the subject matter and  
16           scope;

17           “(B) the relevant agency, including the rel-  
18           evant component of that Federal agency, under  
19           review;

20           “(C) the date on which the Office initiated  
21           the work; and

22           “(D) the expected time frame for comple-  
23           tion.”.

1 **TITLE VII—COUNCIL OF THE IN-**  
2 **SPECTORS GENERAL ON IN-**  
3 **TEGRITY AND EFFICIENCY RE-**  
4 **PORT ON EXPENDITURES**

5 **SEC. 701. CIGIE REPORT ON EXPENDITURES.**

6 *Section 11(c)(3) of the Inspector General Act of 1978*  
7 *(5 U.S.C. App.) is amended by adding at the end the fol-*  
8 *lowing:*

9 *“(D) REPORT ON EXPENDITURES.—Not*  
10 *later than November 30 of each year, the Chair-*  
11 *person shall submit to the appropriate commit-*  
12 *tees or subcommittees of Congress, including the*  
13 *Committee on Appropriations of the Senate and*  
14 *the Committee on Appropriations of the House of*  
15 *Representatives, a report on the expenditures of*  
16 *the Council for the preceding fiscal year, includ-*  
17 *ing from direct appropriations to the Council,*  
18 *interagency funding pursuant to subparagraph*  
19 *(A), a revolving fund pursuant to subparagraph*  
20 *(B), or any other source.”.*

1 **TITLE VIII—NOTICE OF REFUSAL**  
 2 **TO PROVIDE INSPECTORS**  
 3 **GENERAL ACCESS**

4 **SEC. 801. NOTICE OF REFUSAL TO PROVIDE INFORMATION**  
 5 **OR ASSISTANCE TO INSPECTORS GENERAL.**

6 *Section 6(c) of the Inspector General Act of 1978 (5*  
 7 *U.S.C. App.) is amended by adding at the end the following:*

8 *“(3) If the information or assistance that is the subject*  
 9 *of a report under paragraph (2) is not provided to the In-*  
 10 *pector General by the date that is 30 days after the report*  
 11 *is made, the Inspector General shall submit a notice that*  
 12 *the information or assistance requested has not been pro-*  
 13 *vided by the head of the establishment involved or the head*  
 14 *of the Federal agency involved, as applicable, to the appro-*  
 15 *priate congressional committees.”.*

16 **TITLE IX—TRAINING RE-**  
 17 **SOURCES FOR INSPECTORS**  
 18 **GENERAL AND OTHER MAT-**  
 19 **TERS**

20 **SEC. 901. TRAINING RESOURCES FOR INSPECTORS GEN-**  
 21 **ERAL.**

22 *Section 11(c)(1) of the Inspector General Act of 1978*  
 23 *(5 U.S.C. App.) is amended—*

1           (1) by redesignating subparagraphs (E) through  
2           (I) as subparagraphs (F) through (J), respectively;  
3           and

4           (2) by inserting after subparagraph (D) the fol-  
5           lowing:

6                       “(E) support the professional development  
7                       of Inspectors General, including by providing  
8                       training opportunities on the duties, responsibil-  
9                       ities, and authorities under this Act and on top-  
10                      ics relevant to Inspectors General and the work  
11                      of Inspectors General, as identified by Inspectors  
12                      General and the Council.”.

13 **SEC. 902. DEFINITION OF APPROPRIATE CONGRESSIONAL**  
14 **COMMITTEES.**

15           *The Inspector General Act of 1978 (5 U.S.C. App.) is*  
16 *amended—*

17           (1) in section 5—

18                       (A) in subsection (b), in the matter pre-  
19                       ceding paragraph (1), by striking “committees or  
20                       subcommittees of the Congress” and inserting  
21                       “congressional committees”; and

22                       (B) in subsection (d), by striking “commit-  
23                       tees or subcommittees of Congress” and inserting  
24                       “congressional committees”;

25           (2) in section 6(h)(4)—

1           (A) in subparagraph (B), by striking “Gov-  
2           ernment”; and

3           (B) by amending subparagraph (C) to read  
4           as follows:

5           “(C) Any other relevant congressional com-  
6           mittee or subcommittee of jurisdiction.”;

7           (3) in section 8—

8           (A) in subsection (b)—

9           (i) in paragraph (3), by striking “the  
10           Committees on Armed Services and Govern-  
11           mental Affairs of the Senate and the Com-  
12           mittee on Armed Services and the Com-  
13           mittee on Government Reform and Over-  
14           sight of the House of Representatives and to  
15           other appropriate committees or subcommit-  
16           tees of the Congress” and inserting “the ap-  
17           propriate congressional committees, includ-  
18           ing the Committee on Armed Services of the  
19           Senate and the Committee on Armed Serv-  
20           ices of the House of Representatives”; and

21           (ii) in paragraph (4), by striking “and  
22           to other appropriate committees or sub-  
23           committees”; and

24           (B) in subsection (f)—



1           (i) in paragraph (1), by striking “the  
2           Committees on Armed Services and on  
3           Homeland Security and Governmental Af-  
4           fairs of the Senate and the Committees on  
5           Armed Services and on Oversight and Gov-  
6           ernment Reform of the House of Representa-  
7           tives and to other appropriate committees  
8           or subcommittees of Congress” and inserting  
9           “the appropriate congressional committees,  
10          including the Committee on Armed Services  
11          of the Senate and the Committee on Armed  
12          Services of the House of Representatives”;  
13          and

14          (ii) in paragraph (2), by striking  
15          “committees or subcommittees of the Con-  
16          gress” and inserting “congressional commit-  
17          tees”;

18          (4) in section 8D—

19               (A) in subsection (a)(3), by striking “Com-  
20               mittees on Governmental Affairs and Finance of  
21               the Senate and the Committees on Government  
22               Operations and Ways and Means of the House of  
23               Representatives, and to other appropriate com-  
24               mittees or subcommittees of the Congress” and  
25               inserting “appropriate congressional committees,

1           *including the Committee on Finance of the Sen-*  
2           *ate and the Committee on Ways and Means of*  
3           *the House of Representatives”;* and

4           *(B) in subsection (g)—*

5           *(i) in paragraph (1)—*

6           *(I) by striking “committees or*  
7           *subcommittees of the Congress” and in-*  
8           *serting “congressional committees”;*  
9           *and*

10           *(II) by striking “Committees on*  
11           *Governmental Affairs and Finance of*  
12           *the Senate and the Committees on Gov-*  
13           *ernment Reform and Oversight and*  
14           *Ways and Means of the House of Rep-*  
15           *resentatives” and inserting “Committee*  
16           *on Finance of the Senate and the Com-*  
17           *mittee on Ways and Means of the*  
18           *House of Representatives”;* and

19           *(ii) in paragraph (2), by striking*  
20           *“committees or subcommittees of Congress”*  
21           *and inserting “congressional committees”;*

22           *(5) in section 8E—*

23           *(A) in subsection (a)(3), by striking “Com-*  
24           *mittees on Governmental Affairs and Judiciary*  
25           *of the Senate and the Committees on Government*

1           *Operations and Judiciary of the House of Rep-*  
2           *resentatives, and to other appropriate committees*  
3           *or subcommittees of the Congress” and inserting*  
4           *“appropriate congressional committees, includ-*  
5           *ing the Committee on the Judiciary of the Sen-*  
6           *ate and the Committee on the Judiciary of the*  
7           *House of Representatives”;* and

8                     *(B) in subsection (c)—*

9                             *(i) by striking “committees or sub-*  
10                            *committees of the Congress” and inserting*  
11                            *“congressional committees”;* and

12                            *(ii) by striking “Committees on the Ju-*  
13                            *diciary and Governmental Affairs of the*  
14                            *Senate and the Committees on the Judici-*  
15                            *ary and Government Operations of the*  
16                            *House of Representatives” and inserting*  
17                            *“Committee on the Judiciary of the Senate*  
18                            *and the Committee on the Judiciary of the*  
19                            *House of Representatives”;*

20           *(6) in section 8G—*

21                            *(A) in subsection (d)(2)(E), in the matter*  
22                            *preceding clause (i), by inserting “the appro-*  
23                            *priate congressional committees, including” after*  
24                            *“are”;* and

25                            *(B) in subsection (f)(3)—*

1           (i) in subparagraph (A)(iii), by strik-  
2           ing “Committee on Governmental Affairs of  
3           the Senate and the Committee on Govern-  
4           ment Reform and Oversight of the House of  
5           Representatives, and to other appropriate  
6           committees or subcommittees of the Con-  
7           gress” and inserting “the appropriate con-  
8           gressional committees”; and

9           (ii) by striking subparagraph (C);

10          (7) in section 8I—

11           (A) in subsection (a)(3), in the matter pre-  
12           ceding subparagraph (A), by striking “commit-  
13           tees and subcommittees of Congress” and insert-  
14           ing “congressional committees”; and

15           (B) in subsection (d), by striking “commit-  
16           tees and subcommittees of Congress” each place  
17           it appears and inserting “congressional commit-  
18           tees”;

19          (8) in section 8N(b), by striking “committees of  
20          Congress” and inserting “congressional committees”;

21          (9) in section 11—

22           (A) in subsection (b)(3)(B)(viii)—

23           (i) by striking subclauses (III) and  
24           (IV);

1                   (ii) in subclause (I), by adding “and”  
2                   at the end; and

3                   (iii) by amending subclause (II) to  
4                   read as follows:

5                               “(II) the appropriate congres-  
6                               sional committees.”; and

7                   (B) in subsection (d)(8)(A)(iii), by striking  
8                   “to the” and all that follows through “jurisdic-  
9                   tion” and inserting “to the appropriate congres-  
10                   sional committees”; and

11                   (10) in section 12—

12                               (A) in paragraph (4), by striking “and” at  
13                   the end;

14                               (B) in paragraph (5), by striking the period  
15                   at the end and inserting “; and”; and

16                               (C) by adding at the end the following:

17                               “(6) the term ‘appropriate congressional commit-  
18                   tees’ means—

19                                       “(A) the Committee on Homeland Security  
20                                       and Governmental Affairs of the Senate;

21                                       “(B) the Committee on Oversight and Re-  
22                                       form of the House of Representatives; and

23                                       “(C) any other relevant congressional com-  
24                                       mittee or subcommittee of jurisdiction.”.

1 **SEC. 903. SEMIANNUAL REPORTS.**

2 *The Inspector General Act of 1978 (5 U.S.C. App.) is*  
3 *amended—*

4 *(1) in section 4(a)(2)—*

5 *(A) by inserting “, including” after “to*  
6 *make recommendations”; and*

7 *(B) by inserting a comma after “section*  
8 *5(a)”;*

9 *(2) in section 5—*

10 *(A) in subsection (a)—*

11 *(i) by striking paragraphs (1) through*  
12 *(12) and inserting the following:*

13 *“(1) a description of significant problems,*  
14 *abuses, and deficiencies relating to the administration*  
15 *of programs and operations of the establishment and*  
16 *associated reports and recommendations for corrective*  
17 *action made by the Office;*

18 *“(2) an identification of each recommendation*  
19 *made before the reporting period, for which corrective*  
20 *action has not been completed, including the potential*  
21 *costs savings associated with the recommendation;*

22 *“(3) a summary of significant investigations*  
23 *closed during the reporting period;*

24 *“(4) an identification of the total number of con-*  
25 *victions during the reporting period resulting from*  
26 *investigations;*

1           “(5) information regarding each audit, inspec-  
2           tion, or evaluation report issued during the reporting  
3           period, including—

4                   “(A) a listing of each audit, inspection, or  
5                   evaluation;

6                   “(B) if applicable, the total dollar value of  
7                   questioned costs (including a separate category  
8                   for the dollar value of unsupported costs) and the  
9                   dollar value of recommendations that funds be  
10                  put to better use, including whether a manage-  
11                  ment decision had been made by the end of the  
12                  reporting period;

13           “(6) information regarding any management de-  
14           cision made during the reporting period with respect  
15           to any audit, inspection, or evaluation issued during  
16           a previous reporting period;”;

17                   (ii) by redesignating paragraphs (13)  
18                   through (22) as paragraphs (7) through  
19                   (16), respectively;

20                   (iii) by amending paragraph (13), as  
21                   so redesignated, to read as follows:

22           “(13) a report on each investigation conducted  
23           by the Office where allegations of misconduct were  
24           substantiated involving a senior Government em-  
25           ployee or senior official (as defined by the Office) if

1 *the establishment does not have senior Government*  
2 *employees, which shall include—*

3 *“(A) the name of the senior Government*  
4 *employee, if already made public by the Office;*  
5 *and*

6 *“(B) a detailed description of—*

7 *“(i) the facts and circumstances of the*  
8 *investigation; and*

9 *“(ii) the status and disposition of the*  
10 *matter, including—*

11 *“(I) if the matter was referred to*  
12 *the Department of Justice, the date of*  
13 *the referral; and*

14 *“(II) if the Department of Justice*  
15 *declined the referral, the date of the*  
16 *declination;”;* and

17 *(iv) by amending paragraph (15), as*  
18 *so redesignated, to read as follows:*

19 *“(15) information related to interference by the*  
20 *establishment, including—*

21 *“(A) a detailed description of any attempt*  
22 *by the establishment to interfere with the inde-*  
23 *pendence of the Office, including—*

24 *“(i) with budget constraints designed*  
25 *to limit the capabilities of the Office; and*



1           “(i) incidents where the establishment  
2           has resisted or objected to oversight activi-  
3           ties of the Office or restricted or signifi-  
4           cantly delayed access to information, in-  
5           cluding the justification of the establishment  
6           for such action; and

7           “(B) a summary of each report made to the  
8           head of the establishment under section 6(c)(2)  
9           during the reporting period;” and

10           (B) in subsection (b)—

11           (i) by striking paragraphs (2) and (3)  
12           and inserting the following:

13           “(2) where final action on audit, inspection, and  
14           evaluation reports had not been taken before the com-  
15           mencement of the reporting period, statistical tables  
16           showing—

17           “(A) with respect to management deci-  
18           sions—

19           “(i) for each report, whether a manage-  
20           ment decision was made during the report-  
21           ing period;

22           “(ii) if a management decision was  
23           made during the reporting period, the dol-  
24           lar value of disallowed costs and funds to be

1            *put to better use as agreed to in the man-*  
2            *agement decision; and*

3            *“(iii) total number of reports where a*  
4            *management decision was made during the*  
5            *reporting period and the total cor-*  
6            *responding dollar value of disallowed costs*  
7            *and funds to be put to better use as agreed*  
8            *to in the management decision; and*

9            *“(B) with respect to final actions—*

10            *“(i) whether, if a management decision*  
11            *was made before the end of the reporting pe-*  
12            *riod, final action was taken during the re-*  
13            *porting period;*

14            *“(ii) if final action was taken, the dol-*  
15            *lar value of—*

16            *“(I) disallowed costs that were re-*  
17            *covered by management through collec-*  
18            *tion, offset, property in lieu of cash, or*  
19            *otherwise;*

20            *“(II) disallowed costs that were*  
21            *written off by management;*

22            *“(III) disallowed costs and funds*  
23            *to be put to better use not yet recovered*  
24            *or written off by management;*

1                   “(IV) recommendations that were  
2                   completed; and

3                   “(V) recommendations that man-  
4                   agement has subsequently concluded  
5                   should not or could not be implemented  
6                   or completed; and

7                   “(iii) total number of reports where  
8                   final action was not taken and total num-  
9                   ber of reports where final action was taken,  
10                  including the total corresponding dollar  
11                  value of disallowed costs and funds to be  
12                  put to better use as agreed to in the man-  
13                  agement decisions;”;

14                  (ii) by redesignating paragraph (4) as  
15                  paragraph (3);

16                  (iii) in paragraph (3), as so redesign-  
17                  ated, by striking “subsection (a)(20)(A)”  
18                  and inserting “subsection (a)(14)(A)”; and

19                  (iv) by striking paragraph (5) and in-  
20                  serting the following:

21                  “(4) a statement explaining why final action has  
22                  not been taken with respect to each audit, inspection,  
23                  and evaluation report in which a management deci-  
24                  sion has been made but final action has not yet been  
25                  taken, except that such statement—

1           “(A) may exclude reports if—

2                   “(i) a management decision was made  
3           within the preceding year; or

4                   “(ii) the report is under formal admin-  
5           istrative or judicial appeal or management  
6           of the establishment has agreed to pursue a  
7           legislative solution; and

8           “(B) shall identify the number of reports in  
9           each category so excluded.”;

10           (C) by redesignating subsection (h), as so  
11           redesignated by section 305, as subsection (i);  
12           and

13           (D) by inserting after subsection (g), as so  
14           redesignated by section 305, the following:

15           “(h) If an Office has published any portion of the re-  
16           port or information required under subsection (a) to the  
17           website of the Office or on *oversight.gov*, the Office may elect  
18           to provide links to the relevant webpage or website in the  
19           report of the Office under subsection (a) in lieu of including  
20           the information in that report.”.

1 **SEC. 904. SUBMISSION OF REPORTS THAT SPECIFICALLY**  
2 **IDENTIFY NON-GOVERNMENTAL ORGANIZA-**  
3 **TIONS OR BUSINESS ENTITIES.**

4 (a) *IN GENERAL.*—Section 5(g) of the Inspector Gen-  
5 eral Act of 1978 (5 U.S.C. App.), as so redesignated by sec-  
6 tion 305, is amended by adding at the end the following:

7 “(6)(A) *Except as provided in subparagraph (B), if*  
8 *an audit, evaluation, inspection, or other non-investigative*  
9 *report prepared by an Inspector General specifically identi-*  
10 *fies a specific non-governmental organization or business*  
11 *entity, whether or not the non-governmental organization*  
12 *or business entity is the subject of that audit, evaluation,*  
13 *inspection, or non-investigative report—*

14 *“(i) the Inspector General shall notify the non-*  
15 *governmental organization or business entity;*

16 *“(ii) the non-governmental organization or busi-*  
17 *ness entity shall have—*

18 *“(I) 30 days to review the audit, evaluation,*  
19 *inspection, or non-investigative report beginning*  
20 *on the date of publication of the audit, evalua-*  
21 *tion, inspection, or non-investigative report; and*

22 *“(II) the opportunity to submit a written*  
23 *response for the purpose of clarifying or pro-*  
24 *viding additional context as it directly relates to*  
25 *each instance wherein an audit, evaluation, in-*  
26 *spection, or non-investigative report specifically*

1           *identifies that non-governmental organization or*  
2           *business entity; and*

3           “(iii) if a written response is submitted under  
4           *clause (ii)(II) within the 30-day period described in*  
5           *clause (ii)(I)—*

6           “(I) *the written response shall be attached*  
7           *to the audit, evaluation, inspection, or non-in-*  
8           *vestigative report; and*

9           “(II) *in every instance where the report*  
10           *may appear on the public-facing website of the*  
11           *Inspector General, the website shall be updated*  
12           *in order to access a version of the audit, evalua-*  
13           *tion, inspection, or non-investigative report that*  
14           *includes the written response.*

15           “(B) *Subparagraph (A) shall not apply with respect*  
16           *to a non-governmental organization or business entity that*  
17           *refused to provide information or assistance sought by an*  
18           *Inspector General during the creation of the audit, evalua-*  
19           *tion, inspection, or non-investigative report.*

20           “(C) *An Inspector General shall review any written*  
21           *response received under subparagraph (A) for the purpose*  
22           *of preventing the improper disclosure of classified informa-*  
23           *tion or other non-public information, consistent with appli-*  
24           *cable laws, rules, and regulations, and, if necessary, redact*  
25           *such information.”.*

1       (b) *RETROACTIVE APPLICABILITY.*—During the 30-  
2 day period beginning on the date of enactment of this Act—

3           (1) the amendment made by subsection (a) shall  
4 apply upon the request of a non-governmental organi-  
5 zation or business entity named in an audit, evalua-  
6 tion, inspection, or other non-investigative report pre-  
7 pared on or after January 1, 2019; and

8           (2) any written response submitted under clause  
9 (iii) of section 5(g)(6)(A) of the Inspector General Act  
10 of 1978 (5 U.S.C. App.), as added by subsection (a),  
11 with respect to such an audit, evaluation, inspection,  
12 or other non-investigative report shall attach to the  
13 original report in the manner described in that  
14 clause.

15 **SEC. 905. REVIEW RELATING TO VETTING, PROCESSING,**  
16 **AND RESETTLEMENT OF EVACUEES FROM AF-**  
17 **GHANISTAN AND THE AFGHANISTAN SPECIAL**  
18 **IMMIGRANT VISA PROGRAM.**

19       (a) *IN GENERAL.*—In accordance with the Inspector  
20 General Act of 1978 (5 U.S.C. App.), the Inspector General  
21 of the Department of Homeland Security, jointly with the  
22 Inspector General of the Department of State, and in co-  
23 ordination with any appropriate inspector general, shall  
24 conduct a thorough review of efforts to support and process

1 *evacuees from Afghanistan and the Afghanistan special im-*  
2 *migrant visa program.*

3 (b) *ELEMENTS.*—*The review required by subsection (a)*  
4 *shall include an assessment of the systems, staffing, policies,*  
5 *and programs used—*

6 (1) *to the screen and vet such evacuees, includ-*  
7 *ing—*

8 (A) *an assessment of whether personnel con-*  
9 *ducting such screening and vetting were appro-*  
10 *priately authorized and provided with training,*  
11 *including training in the detection of fraudulent*  
12 *personal identification documents;*

13 (B) *an analysis of the degree to which such*  
14 *screening and vetting deviated from United*  
15 *States law, regulations, policy, and best practices*  
16 *relating to the screening and vetting of refugees*  
17 *and applicants for United States visas that have*  
18 *been in use at any time since January 1, 2016;*

19 (C) *an identification of any risk to the na-*  
20 *tional security of the United States posed by any*  
21 *such deviations;*

22 (D) *an analysis of the processes used for*  
23 *evacuees traveling without personal identifica-*  
24 *tion records, including the creation or provision*



1           *of any new identification records to such evac-*  
2           *uees; and*

3                   *(E) an analysis of the degree to which such*  
4           *screening and vetting process was capable of de-*  
5           *tecting—*

6                           *(i) instances of human trafficking and*  
7                           *domestic abuse;*

8                           *(ii) evacuees who are unaccompanied*  
9                           *minors; and*

10                           *(iii) evacuees with a spouse that is a*  
11                           *minor;*

12                   *(2) to admit and process such evacuees at United*  
13           *States ports of entry;*

14                   *(3) to temporarily house such evacuees prior to*  
15           *resettlement;*

16                   *(4) to account for the total number of individual*  
17           *evacuated from Afghanistan in 2021 with support of*  
18           *the United States Government, disaggregated by—*

19                           *(A) country of origin;*

20                           *(B) age;*

21                           *(C) gender;*

22                           *(D) eligibility for special immigrant visas*  
23           *under the Afghan Allies Protection Act of 2009*  
24           *(8 U.S.C. 1101 note; Public Law 111–8) or sec-*  
25           *tion 1059 of the National Defense Authorization*

1           *Act for Fiscal Year 2006 (8 U.S.C. 1101 note;*  
2           *Public Law 109–163) at the time of evacuation;*

3                   *(E) eligibility for employment-based non-*  
4           *immigrant visas at the time of evacuation; and*

5                   *(F) familial relationship to evacuees who*  
6           *are eligible for visas described in subparagraphs*  
7           *(D) and (E); and*

8           *(5) to provide eligible individuals with special*  
9           *immigrant visas under the Afghan Allies Protection*  
10          *Act of 2009 (8 U.S.C. 1101 note; Public Law 111–8)*  
11          *and section 1059 of the National Defense Authoriza-*  
12          *tion Act for Fiscal Year 2006 (8 U.S.C. 1101 note;*  
13          *Public Law 109–163) since the date of the enactment*  
14          *of the Afghan Allies Protection Act of 2009 (8 U.S.C.*  
15          *1101 note; Public Law 111–8), including—*

16                   *(A) a detailed step-by-step description of the*  
17           *application process for such special immigrant*  
18           *visas, including the number of days allotted by*  
19           *the United States Government for the completion*  
20           *of each step;*

21                   *(B) the number of such special immigrant*  
22           *visa applications received, approved, and denied,*  
23           *disaggregated by fiscal year;*

1           (C) the number of such special immigrant  
2 visas issued, as compared to the number avail-  
3 able under law, disaggregated by fiscal year;

4           (D) an assessment of the average length of  
5 time taken to process an application for such a  
6 special immigrant visa, beginning on the date of  
7 submission of the application and ending on the  
8 date of final disposition, disaggregated by fiscal  
9 year;

10          (E) an accounting of the number of appli-  
11 cations for such special immigrant visas that re-  
12 mained pending at the end of each fiscal year;

13          (F) an accounting of the number of inter-  
14 views of applicants for such special immigrant  
15 visas conducted during each fiscal year;

16          (G) the number of noncitizens who were ad-  
17 mitted to the United States pursuant to such a  
18 special immigrant visa during each fiscal year;

19          (H) an assessment of the extent to which  
20 each participating department or agency of the  
21 United States Government, including the De-  
22 partment of State and the Department of Home-  
23 land Security, adjusted processing practices and  
24 procedures for such special immigrant visas so  
25 as to vet applicants and expand processing ca-

1           *capacity since the February 29, 2020, Doha Agree-*  
2           *ment between the United States and the Taliban;*

3           *(I) a list of specific steps, if any, taken be-*  
4           *tween February 29, 2020, and August 31,*  
5           *2021—*

6                     *(i) to streamline the processing of ap-*  
7                     *plications for such special immigrant visas;*  
8                     *and*

9                     *(ii) to address longstanding bureau-*  
10                    *cratic hurdles while improving security pro-*  
11                    *ocols;*

12           *(J) a description of the degree to which the*  
13           *Secretary of State implemented recommendations*  
14           *made by the Department of State Office of In-*  
15           *pector General in its June 2020 reports on Re-*  
16           *view of the Afghan Special Immigrant Visa Pro-*  
17           *gram (AUD-MERO-20-35) and Management As-*  
18           *sistance Report: Quarterly Reporting on Afghan*  
19           *Special Immigrant Visa Program Needs Im-*  
20           *provement (AUD-MERO-20-34);*

21           *(K) an assessment of the extent to which*  
22           *challenges in verifying applicants' employment*  
23           *with the Department of Defense contributed to*  
24           *delays in the processing of such special immi-*  
25           *grant visas, and an accounting of the specific*

1           *steps taken since February 29, 2020, to address*  
2           *issues surrounding employment verification; and*

3                   *(L) recommendations to strengthen and*  
4           *streamline such special immigrant visa process*  
5           *going forward.*

6           *(c) INTERIM REPORTING.—*

7                   *(1) IN GENERAL.—Not later than 180 days after*  
8           *the date of the enactment of this Act, the Inspector*  
9           *General of the Department of Homeland Security and*  
10          *the Inspector General of the Department of State shall*  
11          *submit to the appropriate congressional committees*  
12          *not fewer than one interim report on the review con-*  
13          *ducted under this section.*

14                   *(2) DEFINITIONS.—In this subsection:*

15                           *(A) APPROPRIATE CONGRESSIONAL COMMIT-*  
16           *TEES.—The term “appropriate congressional*  
17           *committees” has the meaning given the term in*  
18           *section 12 of the Inspector General Act of 1978*  
19           *(5 U.S.C. App.), as amended by this Act.*

20                           *(B) SCREEN; SCREENING.—The terms*  
21           *“screen” and “screening”, with respect to an*  
22           *evacuee, mean the process by which a Federal of-*  
23           *ficial determines—*

24                                   *(i) the identity of the evacuee;*

1                   (ii) whether the evacuee has a valid  
2                   identification documentation; and

3                   (iii) whether any database of the  
4                   United States Government contains deroga-  
5                   tory information about the evacuee.

6                   (C) VET; VETTING.—The term “vet” and  
7                   “vetting”, with respect to an evacuee, means the  
8                   process by which a Federal official interviews the  
9                   evacuee to determine whether the evacuee is who  
10                  they purport to be, including whether the evacuee  
11                  poses a national security risk.

12               (d) DISCHARGE OF RESPONSIBILITIES.—The Inspec-  
13               tor General of the Department of Homeland Security and  
14               the Inspector General of the Department of State shall dis-  
15               charge the responsibilities under this section in a manner  
16               consistent with the authorities and requirements of the In-  
17               specter General Act of 1978 (5 U.S.C. App.) and the au-  
18               thorities and requirements applicable to the Inspector Gen-  
19               eral of the Department of Homeland Security and the In-  
20               specter General of the Department of State under that Act.

21               (e) COORDINATION.—Upon request of an Inspector  
22               General for information or assistance under subsection (a),  
23               the head of any Federal agency involved shall, insofar as  
24               is practicable and not in contravention of any existing stat-  
25               utory restriction or regulation of the Federal agency from

1 *which the information is requested, furnish to such Inspec-*  
2 *tor General, or to an authorized designee, such information*  
3 *or assistance.*

4       (f) *RULE OF CONSTRUCTION.*—*Nothing in this section*  
5 *shall be construed to limit the ability of the Inspector Gen-*  
6 *eral of the Department of Homeland Security or the Inspec-*  
7 *tor General of the Department of State to enter into agree-*  
8 *ments to conduct joint audits, inspections, or investigations*  
9 *in the exercise of the oversight responsibilities of the Inspec-*  
10 *tor General of the Department of Homeland Security and*  
11 *the Inspector General of the Department of State, in accord-*  
12 *ance with the Inspector General Act of 1978 (5 U.S.C.*  
13 *App.), with respect to oversight of the evacuation from Af-*  
14 *ghanistan, the selection, vetting, and processing of appli-*  
15 *cants for special immigrant visas and asylum, and any re-*  
16 *settlement in the United States of such evacuees.*

Calendar No. 585

117<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**H. R. 2662**

[Report No. 117-226]

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**AN ACT**

To amend the Inspector General Act of 1978, and  
for other purposes.

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DECEMBER 5, 2022

Reported with an amendment