

114TH CONGRESS
1ST SESSION

S. 579

To amend the Inspector General Act of 1978 to strengthen the independence of the Inspectors General, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 26, 2015

Mr. GRASSLEY (for himself, Mrs. McCASKILL, and Mr. JOHNSON) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To amend the Inspector General Act of 1978 to strengthen the independence of the Inspectors General, 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
5 “Inspector General Empowerment Act of 2015”.

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

Sec. 1. Short title; table of contents.

Sec. 2. Removal of Inspectors General.

Sec. 3. Additional authority provisions for Inspectors General.

Sec. 4. Additional responsibilities and resources of the Council of the Inspectors
General on Integrity and Efficiency.

Sec. 5. Reports and additional information.

Sec. 6. Technical and conforming amendments.

1 **SEC. 2. REMOVAL OF INSPECTORS GENERAL.**

2 The Inspector General Act of 1978 (5 U.S.C. App.)

3 is amended—

4 (1) in section 3—

5 (A) in the section header, by inserting

6 **“administrative leave;”** after **“re-**
7 **moval;”**;

8 (B) in subsection (b)—

9 (i) by striking “An Inspector General”

10 and inserting “(1) An Inspector General”;

11 (ii) in paragraph (1), as so des-
12 ignated, by striking the last sentence; and

13 (iii) by adding at the end the fol-
14 lowing:

15 “(2) An Inspector General may not be placed in a
16 paid or unpaid, nonduty status by the President—

17 “(A) unless the President, not later than 48

18 hours after the President issues the directive to

19 place the Inspector General in such status, commu-

20 nicates in writing to both Houses of Congress the

21 reasons for such action, which shall be limited to evi-

22 dence that the continued presence in the workplace

23 of the Inspector General may—

1 “(i) pose a threat to the employee or oth-
2 ers;

3 “(ii) result in loss of or damage to prop-
4 erty of the Federal Government; or

5 “(iii) otherwise jeopardize legitimate inter-
6 ests of the Federal Government; and

7 “(B) for more than 10 days, unless the Integ-
8 rity Committee of the Council of the Inspectors Gen-
9 eral for Integrity and Efficiency submits to the
10 President a written recommendation for additional
11 time, which is acted upon by the President, and the
12 decision is communicated immediately to both
13 Houses of Congress.

14 “(3) Nothing in this subsection shall prohibit a per-
15 sonnel action otherwise authorized by law.”; and

16 (2) in section 8G(e)—

17 (A) in paragraph (2), by striking the last
18 sentence; and

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

20 “(3) An Inspector General may not be placed in a
21 paid or unpaid, nonduty status by the head of a designated
22 Federal entity—

23 “(A) unless the head of the designated Federal
24 entity, not later than 48 hours after the head of the
25 designated Federal entity issues the directive to

1 place the Inspector General in such status, commu-
 2 nicates in writing to both Houses of Congress the
 3 reasons for such action, which shall be limited to evi-
 4 dence that the continued presence in the workplace
 5 of the Inspector General may—

6 “(i) pose a threat to the employee or oth-
 7 ers;

8 “(ii) result in loss of or damage to prop-
 9 erty of the Federal Government; or

10 “(iii) otherwise jeopardize legitimate inter-
 11 ests of the Federal Government; and

12 “(B) for more than 10 days, unless the Integ-
 13 rity Committee of the Council of the Inspectors Gen-
 14 eral for Integrity and Efficiency submits to the head
 15 of the designated Federal entity a written rec-
 16 ommendation for additional time, which is acted
 17 upon by the head of the designated Federal entity,
 18 and the decision is communicated immediately to
 19 both Houses of Congress.

20 “(4) Nothing in this subsection shall prohibit a per-
 21 sonnel action otherwise authorized by law.”.

22 **SEC. 3. ADDITIONAL AUTHORITY PROVISIONS FOR INSPEC-**
 23 **TORS GENERAL.**

24 (a) SUBPOENA AUTHORITY FOR INSPECTORS GEN-
 25 ERAL TO REQUIRE TESTIMONY OF CERTAIN PERSONS.—

1 The Inspector General Act of 1978 (5 U.S.C. App.), as
2 amended by section 2, is further amended—

3 (1) in section 5(a)—

4 (A) in paragraph (15), by striking “and”
5 at the end;

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

8 (C) by inserting at the end the following:

9 “(17) a description of the use of subpoenas for
10 the attendance and testimony of certain witnesses
11 under section 6A.”; and

12 (2) by inserting after section 6 the following:

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, is authorized to require by subpoena the attendance
19 and testimony of certain witnesses, including a contractor
20 with the Federal Government and any former Federal em-
21 ployee (but not including any Federal employee, who is
22 otherwise obligated to provide testimony and cooperate
23 with the Inspector General), necessary in the performance
24 of the functions assigned by this Act, which subpoena, in
25 the case of contumacy or refusal to obey, shall be enforce-

1 able by order of any appropriate United States district
2 court.

3 “(b) PANEL REVIEW BEFORE ISSUANCE.—

4 “(1) APPROVAL REQUIRED.—Before the
5 issuance of a subpoena described in subsection (a),
6 an Inspector General shall submit a request for ap-
7 proval to issue a subpoena by a majority of a panel
8 (in this section referred to as the ‘Subpoena Panel’),
9 which shall be comprised of 3 members of the Coun-
10 cil of the Inspectors General on Integrity and Effi-
11 ciency, as designated by the Executive Chairperson
12 of the Council of the Inspectors General on Integrity
13 and Efficiency.

14 “(2) TIME TO RESPOND.—

15 “(A) IN GENERAL.—Except as provided in
16 subparagraph (B), not later than 10 days after
17 the date on which a request for approval to
18 issue a subpoena is submitted under paragraph
19 (1), the Subpoena Panel shall approve or deny
20 the request.

21 “(B) ADDITIONAL INFORMATION FOR
22 PANEL.—If the Subpoena Panel determines
23 that additional information is necessary to ap-
24 prove or deny a request for approval to issue a
25 subpoena under subparagraph (A), the Sub-

1 poena Panel shall, not later than 20 days after
2 the date on which the request is submitted—

3 “(i) request the additional informa-
4 tion; and

5 “(ii) approve or deny the request.

6 “(3) DENIAL BY PANEL.—If a majority of the
7 members of the Subpoena Panel votes to deny a re-
8 quest for approval to issue a subpoena under sub-
9 paragraph (B)(ii), the subpoena may not be issued.

10 “(c) NOTICE TO ATTORNEY GENERAL.—

11 “(1) IN GENERAL.—If the Subpoena Panel ap-
12 proves a request for approval to issue a subpoena
13 under subsection (b)(2), the Inspector General shall
14 notify the Attorney General that the Inspector Gen-
15 eral intends to issue the subpoena.

16 “(2) DECISION OF ATTORNEY GENERAL.—Not
17 later than 10 days after the date on which the At-
18 torney General is notified under paragraph (1), the
19 Attorney General may—

20 “(A) object to the issuance of the subpoena
21 if the subpoena will interfere with an ongoing
22 investigation; or

23 “(B) approve the issuance of the subpoena.

24 “(3) ISSUANCE OF SUBPOENA APPROVED.—If
25 the Attorney General approves the issuance of the

1 subpoena or does not object to the issuance of the
2 subpoena during the 10-day period described in
3 paragraph (2), the Inspector General may issue the
4 subpoena.

5 “(d) INCLUSION IN ANNUAL REPORT.—Not later
6 than 1 year after the date of enactment of this Act, and
7 every year thereafter, each Inspector General shall submit
8 to the Chairperson of the Council of the Inspectors Gen-
9 eral on Integrity and Efficiency the number of times the
10 Inspector General issued a subpoena under this section,
11 which shall be included by the Chairperson in the annual
12 report required under section 11(b)(3)(B)(viii).

13 “(e) RULE OF CONSTRUCTION.—Nothing in this sec-
14 tion shall be construed to affect the exercise by an Inspec-
15 tor General of any testimonial subpoena authority estab-
16 lished under any other provision of law.”.

17 (b) MATCHING PROGRAM AND PAPERWORK REDUC-
18 TION ACT EXCEPTION FOR INSPECTORS GENERAL.—Sec-
19 tion 6 of the Inspector General Act of 1978 (5 U.S.C.
20 App.) is amended by adding at the end the following:

21 “(g)(1) In this subsection, the terms ‘agency’,
22 ‘matching program’, ‘record’, and ‘system of records’ have
23 the meanings given those terms in section 552a(a) of title
24 5, United States Code.

1 “(2) For purposes of section 552a of title 5, United
2 States Code, or any other provision of law, a computerized
3 comparison of 2 or more automated Federal systems of
4 records, or a computerized comparison of a Federal sys-
5 tem of records with other records or non-Federal records,
6 performed by an Inspector General or by an agency in co-
7 ordination with an Inspector General in conducting an
8 audit, investigation, inspection, evaluation, or other review
9 authorized under this Act shall not be considered a match-
10 ing program.

11 “(3) Nothing in this subsection shall be construed to
12 impede the exercise by an Inspector General of any match-
13 ing program authority established under any other provi-
14 sion of law.

15 “(h) Subchapter I of chapter 35 of title 44, United
16 States Code, shall not apply to the collection of informa-
17 tion during the conduct of an audit, investigation, inspec-
18 tion, evaluation, or other review conducted by the Council
19 of the Inspectors General on Integrity and Efficiency or
20 any Office of Inspector General, including any Office of
21 Special Inspector General.”.

1 **SEC. 4. ADDITIONAL RESPONSIBILITIES AND RESOURCES**
2 **OF THE COUNCIL OF THE INSPECTORS GEN-**
3 **ERAL ON INTEGRITY AND EFFICIENCY.**

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

6 (1) in subsection (b)—

7 (A) in paragraph (1)(B), by striking “Di-
8 rector of National Intelligence” and inserting
9 “Intelligence Community”; and

10 (B) by amending paragraph (3)(B)(viii) to
11 read as follows:

12 “(viii) prepare and transmit an an-
13 nual report on behalf of the Council on the
14 activities of the Council to—

15 “(I) the President;

16 “(II) the appropriate committees
17 of jurisdiction in the Senate and the
18 House of Representatives;

19 “(III) the Committee on Home-
20 land Security and Governmental Af-
21 fairs of the Senate; and

22 “(IV) the Committee on Over-
23 sight and Government Reform of the
24 House of Representatives.”;

25 (2) in subsection (c)(1)—

1 (A) in subparagraph (G), by striking
2 “and” at the end;

3 (B) by redesignating subparagraph (H) as
4 subparagraph (I); and

5 (C) by inserting after subparagraph (G)
6 the following:

7 “(H) receive, review, and mediate any dis-
8 putes submitted in writing to the Council by an
9 Office of Inspector General regarding an audit,
10 investigation, inspection, evaluation, or project
11 that involves the jurisdiction of more than 1 Of-
12 fice of Inspector General; and”;

13 (3) in subsection (d)—

14 (A) in paragraph (2)—

15 (i) by striking subparagraph (C);

16 (ii) by redesignating subparagraphs
17 (A), (B), and (D) as clauses (i), (ii), and
18 (iii), respectively, and adjusting the mar-
19 gins accordingly;

20 (iii) in the matter preceding clause (i),
21 as so redesignated, by striking “The Integ-
22 rity” and inserting the following:

23 “(A) IN GENERAL.—The Integrity”;

1 (iv) in clause (i), as so redesignated,
2 by striking “, who” and all that follows
3 through “Committee”;

4 (v) in clause (iii), as so redesignated,
5 by inserting “or the designee of the Direc-
6 tor” before the period at the end; and

7 (vi) by adding at the end the fol-
8 lowing:

9 “(B) CHAIRPERSON.—

10 “(i) IN GENERAL.—The Integrity
11 Committee shall elect 1 of the Inspectors
12 General referred to in subparagraph (A)(ii)
13 to act as Chairperson of the Committee (in
14 this subsection referred to as the ‘Chair-
15 person’).

16 “(ii) TERM.—The term of office of the
17 Chairperson shall be 2 years.”;

18 (B) by amending paragraph (5) to read as
19 follows:

20 “(5) REVIEW OF ALLEGATIONS.—

21 “(A) IN GENERAL.—Not later than 7 days
22 after the date on which the Integrity Committee
23 receives an allegation of wrongdoing against an
24 Inspector General or against a staff member of
25 an Office of Inspector General described under

1 paragraph (4)(C), the allegation of wrongdoing
2 shall be reviewed and referred to the Depart-
3 ment of Justice or the Office of Special Counsel
4 for investigation, or to the Integrity Committee
5 for review, as appropriate, by—

6 “(i) a representative of the Depart-
7 ment of Justice, as designated by the At-
8 torney General;

9 “(ii) a representative of the Office of
10 Special Counsel, as designated by the Spe-
11 cial Counsel; and

12 “(iii) a representative of the Integrity
13 Committee, as designated by the Chair-
14 person.

15 “(B) REFERRAL TO THE CHAIRPERSON.—

16 Not later than 7 days after the date on which
17 an allegation of wrongdoing is referred to the
18 Integrity Committee under subparagraph (A),
19 the Integrity Committee shall determine wheth-
20 er to refer the allegation of wrongdoing to the
21 Chairperson to initiate an investigation.”;

22 (C) in paragraph (6)—

23 (i) in subparagraph (A), by striking
24 “paragraph (5)(C)” and inserting “para-
25 graph (5)(B)”; and

1 (ii) in subparagraph (B)(i), by strik-
2 ing “may” and inserting “shall”;

3 (D) in paragraph (7)—

4 (i) in subparagraph (B)—

5 (I) in clause (i)—

6 (aa) in subclause (III), by
7 striking “and” at the end;

8 (bb) in subclause (IV), by
9 striking the period at the end
10 and inserting a semicolon; and

11 (cc) by adding at the end
12 the following:

13 “(V) except as provided in clause
14 (ii), ensuring, to the extent possible,
15 that investigations are conducted by
16 Offices of Inspector General of similar
17 size;

18 “(VI) creating a regular rotation
19 of Inspectors General assigned to in-
20 vestigate allegations through the In-
21 tegrity Committee; and

22 “(VII) creating procedures to
23 avoid conflicts of interest for Integrity
24 Committee investigations.”;

1 (II) by redesignating clause (ii)
2 as clause (iii); and

3 (III) by inserting after clause (i)
4 the following:

5 “(ii) EXCEPTION.—The requirement
6 under clause (i)(V) shall not apply to any
7 Office of Inspector General with less than
8 50 employees who are authorized to con-
9 duct audits or investigations.”;

10 (ii) by striking subparagraph (C); and

11 (iii) by inserting after subparagraph
12 (B) the following:

13 “(C) COMPLETION OF INVESTIGATION.—If
14 an allegation of wrongdoing is referred to the
15 Chairperson under paragraph (5)(B), the
16 Chairperson—

17 “(i) shall complete the investigation
18 not later than 120 days after the date on
19 which the Integrity Committee made such
20 a referral;

21 “(ii) if the investigation cannot be
22 completed within the 120-day period de-
23 scribed in clause (i), shall—

1 “(I) promptly notify the congress-
2 sional committees described in para-
3 graph (8)(A)(iii); and

4 “(II) brief the congressional com-
5 mittees described in paragraph
6 (8)(A)(iii) every 30 days until the in-
7 vestigation is complete.

8 “(D) CONCURRENT INVESTIGATION.—If an
9 allegation of wrongdoing against an Inspector
10 General or a staff member of an Office of In-
11 spector General described under paragraph
12 (4)(C) is referred to the Department of Justice
13 or the Office of Special Counsel under para-
14 graph (5)(A), the Chairperson may conduct any
15 related investigation referred to the Chairperson
16 under paragraph (5)(B) concurrently with the
17 Department of Justice or the Office of Special
18 Counsel, as applicable.

19 “(E) REPORTS.—

20 “(i) INTEGRITY COMMITTEE INVES-
21 TIGATIONS.—For each investigation of an
22 allegation of wrongdoing referred to the
23 Chairperson under paragraph (5)(B), the
24 Chairperson shall submit to members of

1 the Integrity Committee a report con-
2 taining the results of the investigation.

3 “(ii) OTHER INVESTIGATIONS.—For
4 each allegation of wrongdoing referred to
5 the Department of Justice or the Office of
6 Special Counsel under paragraph (5)(A),
7 the Attorney General or the Special Coun-
8 sel, as applicable, shall submit to the In-
9 tegrity Committee a report containing the
10 results of the investigation.

11 “(iii) AVAILABILITY TO CONGRESS.—
12 Any Member of Congress shall have access
13 to any report authored by the Integrity
14 Committee.”;

15 (E) by striking paragraph (8)(A)(iii) and
16 inserting the following:

17 “(iii) submit the report, with the rec-
18 ommendations of the Integrity Committee,
19 to the Committee on Homeland Security
20 and Governmental Affairs of the Senate,
21 the Committee on Oversight and Govern-
22 ment Reform of the House of Representa-
23 tives, and other congressional committees
24 of jurisdiction; and

1 “(iv) following the submission of the
2 report under clause (iii) and upon request
3 by any Member of Congress, submit the re-
4 port, with the recommendations of the In-
5 tegrity Committee, to that Member.”;

6 (F) in paragraph (9)(B), by striking
7 “other agencies” and inserting “the Depart-
8 ment of Justice or the Office of Special Coun-
9 sel”;

10 (G) in paragraph (10), by striking “any of
11 the following” and all that follows through the
12 period at the end and inserting “any Member of
13 Congress.”; and

14 (H) by adding at the end the following:

15 “(12) ALLEGATIONS OF WRONGDOING AGAINST
16 SPECIAL COUNSEL OR DEPUTY SPECIAL COUNSEL.—

17 “(A) SPECIAL COUNSEL DEFINED.—In this
18 paragraph, the term ‘Special Counsel’ means
19 the Special Counsel appointed under section
20 1211(b) of title 5, United States Code.

21 “(B) AUTHORITY OF INTEGRITY COM-
22 MITTEE.—

23 “(i) IN GENERAL.—An allegation of
24 wrongdoing against the Special Counsel or
25 the Deputy Special Counsel may be re-

1 received, reviewed, and referred for investiga-
2 tion to the same extent and in the same
3 manner as in the case of an allegation
4 against an Inspector General or against a
5 staff member of an Office of Inspector
6 General described under paragraph (4)(C),
7 subject to the requirement that the rep-
8 resentative designated by the Special
9 Counsel under paragraph (5)(A)(ii) shall
10 recuse himself or herself from the consider-
11 ation of any allegation brought under this
12 paragraph.

13 “(ii) COORDINATION WITH EXISTING
14 PROVISIONS OF LAW.—This paragraph
15 does not eliminate access to the Merit Sys-
16 tems Protection Board for review under
17 section 7701 of title 5, United States
18 Code. To the extent that an allegation
19 brought under this subsection involves sec-
20 tion 2302(b)(8) of that title, a failure to
21 obtain corrective action within 120 days
22 after the date on which the allegation is re-
23 ceived by the Integrity Committee shall,
24 for purposes of section 1221 of such title,

1 be considered to satisfy section
2 1214(a)(3)(B) of that title.

3 “(C) REGULATIONS.—The Integrity Com-
4 mittee may prescribe any rules or regulations
5 necessary to carry out this paragraph, subject
6 to such consultation or other requirements as
7 may otherwise apply.

8 “(13) COMMITTEE RECORDS.—The Chairperson
9 of the Council shall maintain the records of the In-
10 tegrity Committee.”; and

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

12 “(e) AUTHORIZATION OF APPROPRIATIONS FOR
13 COUNCIL.—For the purposes of carrying out this section,
14 there are authorized to be appropriated into the revolving
15 fund described in subsection (c)(3)(B), out of any money
16 in the Treasury not otherwise appropriated, the following
17 sums:

18 “(1) \$8,500,000 for fiscal year 2016.

19 “(2) \$9,000,000 for fiscal year 2017.

20 “(3) \$9,500,000 for fiscal year 2018.

21 “(4) \$10,000,000 for fiscal year 2019.

22 “(5) \$10,500,000 for fiscal year 2020.

23 “(6) \$11,000,000 for fiscal year 2021.”.

1 **SEC. 5. REPORTS AND ADDITIONAL INFORMATION.**

2 (a) REPORT ON VACANCIES IN THE OFFICES OF IN-
3 SPECTOR GENERAL.—The Comptroller General shall—

4 (1) conduct a study of prolonged vacancies in
5 the Offices of Inspector General during which a tem-
6 porary appointee has served as the head of the office
7 that includes—

8 (A) the number and duration of Inspector
9 General vacancies;

10 (B) an examination of the extent to which
11 the number and duration of such vacancies has
12 changed over time;

13 (C) an evaluation of the impact such va-
14 cancies have had on the ability of the relevant
15 Office of the Inspector General to effectively
16 carry out statutory requirements; and

17 (D) recommendations to minimize the du-
18 ration of such vacancies;

19 (2) not later than 9 months after the date of
20 enactment of this Act, present a briefing on the
21 findings of the study conducted under paragraph (1)
22 to—

23 (A) the Committee on Homeland Security
24 and Governmental Affairs of the Senate; and

1 (B) the Committee on Oversight and Gov-
2 ernment Reform of the House of Representa-
3 tives; and

4 (3) not later than 15 months after the date of
5 enactment of this Act, submit a report on the find-
6 ings of the study conducted under paragraph (1) to
7 the committees described in paragraph (2).

8 (b) REPORT ON ISSUES INVOLVING MULTIPLE OF-
9 FICES OF INSPECTOR GENERAL.—The Council of the In-
10 spectors General on Integrity and Efficiency shall—

11 (1) conduct an analysis of critical issues that
12 involve the jurisdiction of more than 1 individual
13 Federal agency or entity to identify—

14 (A) each such issue that could be better
15 addressed through greater coordination among,
16 and cooperation between, individual Offices of
17 Inspector General;

18 (B) the best practices that can be em-
19 ployed by the Offices of Inspector General to in-
20 crease coordination and cooperation on each
21 issue identified; and

22 (C) any recommended statutory changes
23 that would facilitate coordination and coopera-
24 tion among the Offices of Inspector General on
25 critical issues; and

1 (2) not later than 1 year after the date of en-
2 actment of this Act, submit a report on the findings
3 of the analysis described in paragraph (1) to—

4 (A) the Committee on Homeland Security
5 and Governmental Affairs of the Senate; and

6 (B) the Committee on Oversight and Gov-
7 ernment Reform of the House of Representa-
8 tives.

9 (c) ADDITIONAL INFORMATION.—

10 (1) IN GENERAL.—Not later than 6 months
11 after the date of enactment of this Act, and every
12 6 months thereafter, the Office of Inspector General
13 (in this subsection referred to as the “Office”) of
14 each Federal agency or department shall submit to
15 the appropriate committees of jurisdiction in the
16 Senate and the House of Representatives, the Com-
17 mittee on Homeland Security and Governmental Af-
18 fairs of the Senate, and the Committee on Oversight
19 and Government Reform of the House of Represent-
20 atives—

21 (A) a report on each investigation con-
22 ducted by the Office involving employees of the
23 Federal agency or department, as applicable,
24 receiving pay at the rate specified for GS–15
25 level or above of the General Schedule under

1 section 5332 of title 5, United States Code,
2 where misconduct was found but no prosecution
3 resulted, including—

4 (i) a detailed description of the facts
5 and circumstances of the investigation; and

6 (ii) a detailed description of the status
7 and disposition of the matter, including—

8 (I) if the matter was referred to
9 the Department of Justice, the date of
10 the referral; and

11 (II) if the Department of Justice
12 declined the referral, the date of the
13 declination and an explanation of the
14 reasons for the declination;

15 (B) reports authored by the Office that are
16 not available to the public;

17 (C) a detailed description of any instance
18 of whistleblower retaliation, including informa-
19 tion about the official found to have engaged in
20 retaliation and what, if any, consequences the
21 Federal agency or department imposed to hold
22 that official accountable, provided that the Of-
23 fice obtains whistleblower consent before reveal-
24 ing any personally identifiable information to
25 Congress;

1 (D) a detailed description of any attempt
2 by the Federal agency or department, as appli-
3 cable, to interfere with the independence of the
4 Office, including—

5 (i) with communication between the
6 Office and Congress; and

7 (ii) with budget constraints designed
8 to limit the capabilities of the Office; and

9 (E) detailed descriptions of the particular
10 circumstances of each—

11 (i) investigation, evaluation, and audit
12 conducted by the Office that is closed and
13 was not disclosed to the public;

14 (ii) outstanding unimplemented rec-
15 ommendation of the Office, as well as the
16 aggregate potential cost savings of those
17 open recommendations; and

18 (iii) incident where the Federal agen-
19 cy or department, as applicable, has re-
20 sisted or objected to oversight activities of
21 the Office or restricted or significantly de-
22 layed access to information, including the
23 justification of the Federal agency or de-
24 partment for such action; and

1 (F) a narrative description of any audit,
2 evaluation, and investigation provided by the
3 Office to the Federal agency or department, as
4 applicable, for comment but not returned within
5 60 days.

6 (2) AVAILABILITY TO MEMBERS OF CON-
7 GRESS.—The information described in paragraph (1)
8 shall be available upon request by any Member of
9 Congress.

10 **SEC. 6. TECHNICAL AND CONFORMING AMENDMENTS.**

11 (a) REPEALS.—

12 (1) INSPECTOR GENERAL ACT OF 2008.—Sec-
13 tion 7(b) of the Inspector General Reform Act of
14 2008 (Public Law 110–409; 122 Stat. 4312; 5
15 U.S.C. 1211 note) is repealed.

16 (2) OVERSEAS CONTINGENCY OPERATIONS.—
17 Section 744 of the Financial Services and General
18 Government Appropriations Act, 2009 (division D of
19 Public Law 111–8; 123 Stat. 693; 5 U.S.C. App.
20 8L) is repealed.

21 (b) AGENCY APPLICABILITY.—

22 (1) AMENDMENTS.—The Inspector General Act
23 of 1978 (5 U.S.C. App.), as amended by this Act,
24 is further amended—

25 (A) in section 8M—

1 (i) in subsection (a)(1)—

2 (I) by striking “Each agency”
3 and inserting “Each Federal agency
4 and designated Federal entity”; and

5 (II) by striking “that agency”
6 each place that term appears and in-
7 serting “that Federal agency or des-
8 ignated Federal entity”; and

9 (ii) in subsection (b)—

10 (I) in paragraph (1), by striking
11 “agency” and inserting “Federal
12 agency and designated Federal enti-
13 ty”; and

14 (II) in paragraph (2), by striking
15 “agency” each place that term ap-
16 pears and inserting “Federal agency
17 and designated Federal entity”; and

18 (B) in section 11(c)(3)(A)(ii), by striking
19 “department, agency, or entity of the executive
20 branch” and inserting “Federal agency or des-
21 ignated Federal entity”.

22 (2) EFFECTIVE DATE.—The amendments made
23 by paragraph (1) shall take effect on the date that
24 is 180 days after the date of enactment of this Act.

1 (c) REQUIREMENTS FOR INSPECTORS GENERAL
2 WEBSITES.—Section 8M(b)(1) of the Inspector General
3 Act of 1978 (5 U.S.C. App.), as amended by subsection
4 (b)(1), is further amended—

5 (1) in subparagraph (A), by striking “report or
6 audit (or portion of any report or audit)” and insert-
7 ing “audit report, inspection report, or evaluation
8 report (or portion of any such report)”; and

9 (2) by striking “report or audit (or portion of
10 that report or audit)” each place that term appears
11 and inserting “report (or portion of that report)”.

12 (d) CORRECTIONS.—

13 (1) EXECUTIVE ORDER NUMBER.—Section
14 7(c)(2) of the Inspector General Reform Act of 2008
15 (Public Law 110–409; 122 Stat. 4313; 31 U.S.C.
16 501 note) is amended by striking “12933” and in-
17 serting “12993”.

18 (2) PUNCTUATION AND CROSS-REFERENCES.—
19 The Inspector General Act of 1978 (5 U.S.C. App.),
20 as amended by this Act, is further amended—

21 (A) in section 4(b)(2)—

22 (i) by striking “8F(a)(2)” each place
23 that term appears and inserting
24 “8G(a)(2)”; and

1 (ii) by striking “8F(a)(1)” and insert-
2 ing “8G(a)(1)”;

3 (B) in section 5(a)(13), by striking
4 “05(b)” and inserting “804(b)”;

5 (C) in section 6(a)(4), by striking “infor-
6 mation, as well as any tangible thing)” and in-
7 serting “information), as well as any tangible
8 thing”;

9 (D) in section 8G(g)(3), by striking “8C”
10 and inserting “8D”.

11 (3) SPELLING.—The Inspector General Act of
12 1978 (5 U.S.C. App.), as amended by this Act, is
13 further amended—

14 (A) in section 3(a), by striking “subpena”
15 and inserting “subpoena”;

16 (B) in section 6(a)(4), by striking “sub-
17 penas” and inserting “subpoenas”;

18 (C) in section 8D(a)—

19 (i) in paragraph (1), by striking “sub-
20 penas” and inserting “subpoenas”; and

21 (ii) in paragraph (2), by striking
22 “subpena” each place that term appears
23 and inserting “subpoena”;

24 (D) in section 8E(a)—

1 (i) in paragraph (1), by striking “sub-
2 penas” and inserting “subpoenas”; and

3 (ii) in paragraph (2), by striking
4 “subpena” each place that term appears
5 and inserting “subpoena”; and

6 (E) in section 8G(d)(1), by striking “sub-
7 pena” and inserting “subpoena”.

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