

Calendar No. 408

106TH CONGRESS
1ST SESSION**S. 1707****[Report No. 106-218]**

To amend the Inspector General Act of 1978 (5 U.S.C. App.) to provide that certain designated Federal entities shall be establishments under such Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

OCTOBER 7, 1999

Mr. THOMPSON (for himself, Mr. FRIST, Mr. LIEBERMAN, and Mr. CLELAND) introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

NOVEMBER 8, 1999

Reported by Mr. THOMPSON, with an amendment

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

A BILL

To amend the Inspector General Act of 1978 (5 U.S.C. App.) to provide that certain designated Federal entities shall be establishments under such Act, 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,*

1 **SECTION 1. THE TENNESSEE VALLEY AUTHORITY AS AN ES-**
 2 **TABLISHMENT UNDER THE INSPECTOR GEN-**
 3 **ERAL ACT OF 1978.**

4 (a) FINDINGS.—Congress finds that—

5 (1) Inspectors General serve an important func-
 6 tion in preventing and eliminating fraud, waste, and
 7 abuse in the Federal Government; and

8 (2) independence is vital for an Inspector Gen-
 9 eral to function effectively.

10 (b) ESTABLISHMENT OF INSPECTOR GENERAL.—

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

13 (1) in section 8G(a)(2) by striking “the Ten-
 14 nessee Valley Authority,”; and

15 (2) in section 11—

16 (A) in paragraph (1) by striking “or the
 17 Commissioner of Social Security, Social Secu-
 18 rity Administration,” and inserting “the Com-
 19 missioner of Social Security, Social Security
 20 Administration; or the Board of Directors of
 21 the Tennessee Valley Authority,”; and

22 (B) in paragraph (2) by striking “or the
 23 Social Security Administration,” and inserting
 24 “the Social Security Administration; or the
 25 Tennessee Valley Authority,”.

1 (b) EXECUTIVE SCHEDULE POSITION.—Section
 2 5315 of title 5, United States Code, is amended by insert-
 3 ing after the item relating to the Inspector General of the
 4 Small Business Administration the following:

5 “Inspector General, Tennessee Valley Author-
 6 ity.”.

7 (c) EFFECTIVE DATE AND APPLICATION.—

8 (1) IN GENERAL.—The amendments made by
 9 this section shall take effect 30 days after the date
 10 of enactment of this Act.

11 (2) INSPECTOR GENERAL.—The person serving
 12 as Inspector General of the Tennessee Valley Au-
 13 thority on the effective date of this section—

14 (A) may continue such service until the
 15 President makes an appointment under section
 16 3(a) of the Inspector General Act of 1978 (5
 17 U.S.C. App.) consistent with the amendments
 18 made by this section; and

19 (B) shall be subject to section 8G (c) and
 20 (d) of the Inspector General Act of 1978 (5
 21 U.S.C. App.) as applicable to the Board of Di-
 22 rectors of the Tennessee Valley Authority, un-
 23 less that person is appointed by the President,
 24 by and with the advice and consent of the Sen-

1 ate, to be Inspector General of the Tennessee
2 Valley Authority.

3 **SEC. 2. ESTABLISHMENT OF INSPECTORS GENERAL CRIMI-**
4 **NAL INVESTIGATOR ACADEMY AND INSPEC-**
5 **TORS GENERAL FORENSIC LABORATORY.**

6 (a) ~~INSPECTORS GENERAL CRIMINAL INVESTIGATOR~~
7 ~~ACADEMY.—~~

8 (1) ~~ESTABLISHMENT.—~~There is established the
9 Criminal Investigator Academy within the Depart-
10 ment of the Treasury. The Criminal Investigator
11 Academy is established for the purpose of per-
12 forming investigator training services for offices of
13 inspectors general created under the Inspector Gen-
14 eral Act of 1978 (5 U.S.C. App.).

15 (2) ~~EXECUTIVE DIRECTOR.—~~The Criminal In-
16 vestigator Academy shall be administered by an Ex-
17 ecutive Director who shall report to an inspector
18 general for an establishment as defined in section 11
19 of the Inspector General Act of 1978 (5 U.S.C.
20 App.)—

21 (A) designated by the President's Council
22 on Integrity and Efficiency; or

23 (B) if that council is eliminated, by a ma-
24 jority vote of the inspector generals created

1 under the Inspector General Act of 1978 (~~5~~
 2 U.S.C. App.).

3 ~~(b) INSPECTORS GENERAL FORENSIC LABORA-~~
 4 ~~TORY.—~~

5 (1) ESTABLISHMENT.—There is established the
 6 Inspectors General Forensic Laboratory within the
 7 Department of the Treasury. The Inspector General
 8 Forensic Laboratory is established for the purpose
 9 of performing forensic services for offices of inspec-
 10 tors general created under the Inspector General Act
 11 of 1978 (~~5~~ U.S.C. App.).

12 ~~(2) EXECUTIVE DIRECTOR.—~~The Inspectors
 13 General Forensic Laboratory shall be administered
 14 by an Executive Director who shall report to an in-
 15 spector general for an establishment as defined in
 16 section ~~11~~ of the Inspector General Act of 1978 (~~5~~
 17 U.S.C. App.)—

18 (A) designated by the President's Council
 19 on Integrity and Efficiency; or

20 (B) if that council is eliminated, by a ma-
 21 jority vote of the inspector generals created
 22 under the Inspector General Act of 1978 (~~5~~
 23 U.S.C. App.).

1 (c) ~~SEPARATE APPROPRIATIONS ACCOUNT.~~—Section
 2 1105(a) of title 31, United States Code, is amended by
 3 adding at the end the following:

4 “(33) a separate appropriation account for ap-
 5 propriations for the Inspectors General Criminal In-
 6 vestigator Academy and the Inspectors General Fo-
 7 rensic Laboratory of the Department of the Treas-
 8 ury.”.

9 (d) ~~AUTHORIZATION OF APPROPRIATIONS.~~—There
 10 are authorized to carry out this section such sums as may
 11 be necessary for fiscal year 2001 and each fiscal year
 12 thereafter.

13 **SECTION 1. THE TENNESSEE VALLEY AUTHORITY AS AN ES-**
 14 **TABLISHMENT UNDER THE INSPECTOR GEN-**
 15 **ERAL ACT OF 1978.**

16 (a) *FINDINGS.*—Congress finds that—

17 (1) *Inspectors General serve an important func-*
 18 *tion in preventing and eliminating fraud, waste, and*
 19 *abuse in the Federal Government; and*

20 (2) *independence is vital for an Inspector Gen-*
 21 *eral to function effectively.*

22 (b) *ESTABLISHMENT OF INSPECTOR GENERAL.*—The
 23 *Inspector General Act of 1978 (5 U.S.C. App.) is*
 24 *amended—*

(1) in section 8G(a)(2) by striking “the Tennessee Valley Authority,”; and

(2) in section 11—

(A) in paragraph (1) by striking “or the Commissioner of Social Security, Social Security Administration;” and inserting “the Commissioner of Social Security, Social Security Administration; or the Board of Directors of the Tennessee Valley Authority;”; and

(B) in paragraph (2) by striking “or the Social Security Administration;” and inserting “the Social Security Administration, or the Tennessee Valley Authority;”.

(c) *EXECUTIVE SCHEDULE POSITION.*—Section 5315 of title 5, United States Code, is amended by inserting after the item relating to the Inspector General of the Small Business Administration the following:

“Inspector General, Tennessee Valley Authority.”.

(d) *EFFECTIVE DATE AND APPLICATION.*—

(1) *IN GENERAL.*—The amendments made by this section shall take effect 30 days after the date of enactment of this Act.

(2) *INSPECTOR GENERAL.*—*The person serving as Inspector General of the Tennessee Valley Authority on the effective date of this section—*

(A) may continue such service until the President makes an appointment under section 3(a) of the Inspector General Act of 1978 (5 U.S.C. App.) consistent with the amendments made by this section; and

(B) shall be subject to section 8G (c) and (d) of the Inspector General Act of 1978 (5 U.S.C. App.) as applicable to the Board of Directors of the Tennessee Valley Authority, unless that person is appointed by the President, by and with the advice and consent of the Senate, to be Inspector General of the Tennessee Valley Authority.

SEC. 2. ESTABLISHMENT OF INSPECTORS GENERAL CRIMINAL INVESTIGATOR ACADEMY AND INSPECTORS GENERAL FORENSIC LABORATORY.

(a) INSPECTORS GENERAL CRIMINAL INVESTIGATOR ACADEMY.—

(1) ESTABLISHMENT.—*There is established the Criminal Investigator Academy within the Department of the Treasury. The Criminal Investigator Academy is established for the purpose of performing*

1 *investigator training services for offices of inspectors*
 2 *general created under the Inspector General Act of*
 3 *1978 (5 U.S.C. App.).*

4 (2) *EXECUTIVE DIRECTOR.*—*The Criminal Inves-*
 5 *tigator Academy shall be administered by an Execu-*
 6 *tive Director who shall report to an inspector general*
 7 *for an establishment as defined in section 11 of the*
 8 *Inspector General Act of 1978 (5 U.S.C. App.)—*

9 (A) *designated by the President’s Council*
 10 *on Integrity and Efficiency; or*

11 (B) *if that council is eliminated, by a ma-*
 12 *jority vote of the inspector generals created under*
 13 *the Inspector General Act of 1978 (5 U.S.C.*
 14 *App.).*

15 (b) *INSPECTORS GENERAL FORENSIC LABORATORY.*—

16 (1) *ESTABLISHMENT.*—*There is established the*
 17 *Inspectors General Forensic Laboratory within the*
 18 *Department of the Treasury. The Inspector General*
 19 *Forensic Laboratory is established for the purpose of*
 20 *performing forensic services for offices of inspectors*
 21 *general created under the Inspector General Act of*
 22 *1978 (5 U.S.C. App.).*

23 (2) *EXECUTIVE DIRECTOR.*—*The Inspectors Gen-*
 24 *eral Forensic Laboratory shall be administered by an*
 25 *Executive Director who shall report to an inspector*

1 *general for an establishment as defined in section 11*
 2 *of the Inspector General Act of 1978 (5 U.S.C.*
 3 *App.)—*

4 *(A) designated by the President’s Council*
 5 *on Integrity and Efficiency; or*

6 *(B) if that council is eliminated, by a ma-*
 7 *jority vote of the inspector generals created under*
 8 *the Inspector General Act of 1978 (5 U.S.C.*
 9 *App.).*

10 *(c) SEPARATE APPROPRIATIONS ACCOUNT.—Section*
 11 *1105(a) of title 31, United States Code, is amended by add-*
 12 *ing at the end the following:*

13 *“(33) a separate appropriation account for ap-*
 14 *propriations for the Inspectors General Criminal In-*
 15 *vestigator Academy and the Inspectors General Fo-*
 16 *rensic Laboratory of the Department of the Treas-*
 17 *ury.”.*

18 *(d) AUTHORIZATION OF APPROPRIATIONS.—There are*
 19 *authorized to carry out this section such sums as may be*
 20 *necessary for fiscal year 2001 and each fiscal year there-*
 21 *after.*

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