

Subsec. (d)(2)(D)(i). Pub. L. 116–92, §1733(1)(A), substituted “to identify and coordinate with the Inspector General who has principal jurisdiction over the matter to ensure effective oversight” for “to exercise responsibility for discharging oversight responsibilities in accordance with this Act with respect to such matter”.

Subsec. (d)(2)(D)(iii). Pub. L. 116–92, §1733(1)(B), added cl. (iii).

Subsec. (d)(2)(E). Pub. L. 116–92, §1734(1), inserted “(without regard to subsection (b)(2) of such section)” after “United States Code.”

Subsec. (d)(2)(I). Pub. L. 116–92, §1733(2), added subpar. (I).

Subsec. (d)(3)(C). Pub. L. 116–92, §1734(2), amended subpar. (C) generally. Prior to amendment, subpar. (C) read as follows: “The period of employment of an annuitant under this paragraph may not exceed three years, except that the period may be extended for up to an additional two years in accordance with the regulations prescribed pursuant to section 3161(b)(2) of title 5, United States Code.”

Subsec. (d)(5). Pub. L. 116–92, §1734(3), added par. (5).

§ 8M. Information on websites of Offices of Inspectors General

(a) DIRECT LINKS TO INSPECTORS GENERAL OFFICES.—

(1) IN GENERAL.—Each Federal agency and designated Federal entity shall establish and maintain on the homepage of the website of that Federal agency or designated Federal entity, a direct link to the website of the Office of the Inspector General of that Federal agency or designated Federal entity.

(2) ACCESSIBILITY.—The direct link under paragraph (1) shall be obvious and facilitate accessibility to the website of the Office of the Inspector General.

(b) REQUIREMENTS FOR INSPECTORS GENERAL WEBSITES.—

(1) POSTING OF REPORTS AND AUDITS.—The Inspector General of each Federal agency and designated Federal entity shall—

(A) not later than 3 days after any audit report, inspection report, or evaluation report (or portion of any such report) is submitted in final form to the head of the Federal agency or the head of the designated Federal entity, as applicable, post that report (or portion of that report) on the website of the Office of Inspector General; and

(B) ensure that any posted report (or portion of that report) described under subparagraph (A)—

(i) is easily accessible from a direct link on the homepage of the website of the Office of the Inspector General;

(ii) includes a summary of the findings of the Inspector General; and

(iii) is in a format that—

(I) is searchable and downloadable; and

(II) facilitates printing by individuals of the public accessing the website.

(2) REPORTING OF FRAUD, WASTE, AND ABUSE.—

(A) IN GENERAL.—The Inspector General of each Federal agency and designated Federal entity shall establish and maintain a direct link on the homepage of the website of the Office of the Inspector General for individuals to report fraud, waste, and abuse. Indi-

viduals reporting fraud, waste, or abuse using the direct link established under this paragraph shall not be required to provide personally identifying information relating to that individual.

(B) ANONYMITY.—The Inspector General of each Federal agency and designated Federal entity shall not disclose the identity of any individual making a report under this paragraph without the consent of the individual unless the Inspector General determines that such a disclosure is unavoidable during the course of the investigation.

(3) RULE OF CONSTRUCTION.—Nothing in this subsection shall be construed as authorizing an Inspector General to publicly disclose information otherwise prohibited from disclosure by law.

(c) DEFINITIONS.—In this section, the terms “designated Federal entity” and “head of the designated Federal entity” have the meanings given those terms in section 8G(a).

(Pub. L. 95–452, §8M, formerly §8L, as added Pub. L. 110–409, §13(a), Oct. 14, 2008, 122 Stat. 4315; renumbered §8M, Pub. L. 112–239, div. A, title VIII, §848(1), Jan. 2, 2013, 126 Stat. 1851; amended Pub. L. 114–317, §§4(e), 7(b)(1)(A), (c), Dec. 16, 2016, 130 Stat. 1602, 1605, 1606.)

Editorial Notes

AMENDMENTS

2016—Subsec. (a)(1). Pub. L. 114–317, §7(b)(1)(A)(i), substituted “Each Federal agency and designated Federal entity” for “Each agency” and substituted “that Federal agency or designated Federal entity” for “that agency” in two places.

Subsec. (b)(1). Pub. L. 114–317, §7(c), substituted “audit report, inspection report, or evaluation report (or portion of any such report)” for “report or audit (or portion of any report or audit)” in subpar. (A) and “report (or portion of that report)” for “report or audit (or portion of that report or audit)” in subpars. (A) and (B).

Pub. L. 114–317, §7(b)(1)(A)(ii)(I), substituted “agency” for “Federal agency and designated Federal entity” in introductory provisions.

Subsec. (b)(1)(A). Pub. L. 114–317, §4(e)(1), substituted “is submitted in final form to the head of the Federal agency or the head of the designated Federal entity, as applicable” for “is made publicly available”.

Subsec. (b)(2). Pub. L. 114–317, §7(b)(1)(A)(ii)(II), substituted “Federal agency and designated Federal entity” for “agency” in subpars. (A) and (B).

Subsec. (b)(3). Pub. L. 114–317, §4(e)(2), added par. (3).

Subsec. (c). Pub. L. 114–317, §7(b)(1)(A)(iii), added subsec. (c).

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2016 AMENDMENT

Pub. L. 114–317, §7(b)(2), Dec. 16, 2016, 130 Stat. 1605, provided that: “The amendments made by paragraph (1) [amending this section and section 11 of Pub. L. 95–452, set out in this Appendix] shall take effect on the date that is 180 days after the date of enactment of this Act [Dec. 16, 2016].”

IMPLEMENTATION

Pub. L. 110–409, §13(c), Oct. 14, 2008, 122 Stat. 4316, provided that: “Not later than 180 days after the date of enactment of this Act [Oct. 14, 2008], the head of each agency and the Inspector General of each agency shall implement the amendment made by this section [enacting this section and amending provisions set out as

a note under section 6 of Pub. L. 95-452, set out in this Appendix].”

LINKS TO WEBSITES OF OFFICES OF INSPECTORS
GENERAL

Pub. L. 111-8, div. D, title VII, §744, Mar. 11, 2009, 123 Stat. 693, which required links on agency websites to the websites of offices of their inspectors general and set forth various requirements on those inspector general websites for public access and anonymous reporting, was repealed by Pub. L. 114-317, §7(a)(2), Dec. 16, 2016, 130 Stat. 1605.

Similar provisions requiring certain departments, agencies, and commissions to establish and maintain on the homepages of their websites links to the offices of their inspectors general and/or mechanisms for anonymous reporting of waste, fraud, and abuse were contained in the following appropriation acts:

Pub. L. 113-6, div. B, title V, §524, Mar. 26, 2013, 127 Stat. 275.

Pub. L. 112-55, div. B, title V, §526, Nov. 18, 2011, 125 Stat. 636.

Pub. L. 111-117, div. B, title V, §526, Dec. 16, 2009, 123 Stat. 3154.

Pub. L. 111-8, div. B, title V, §526, Mar. 11, 2009, 123 Stat. 599.

Pub. L. 110-161, div. B, title V, §534, Dec. 26, 2007, 121 Stat. 1932.

Pub. L. 110-161, div. D, title VII, §746, Dec. 26, 2007, 121 Stat. 2034, as amended by Pub. L. 110-409, §13(b), Oct. 14, 2008, 122 Stat. 4316.

Pub. L. 110-161, div. E, title V, §555, Dec. 26, 2007, 121 Stat. 2082.

Pub. L. 110-161, div. G, title V, §522, Dec. 26, 2007, 121 Stat. 2211.

Pub. L. 110-161, div. I, title II, §226, Dec. 26, 2007, 121 Stat. 2272.

Pub. L. 110-161, div. J, title I, §115, Dec. 26, 2007, 121 Stat. 2288.

Pub. L. 110-161, div. K, title I, §195, Dec. 26, 2007, 121 Stat. 2408.

Pub. L. 110-161, div. K, title II, §234, Dec. 26, 2007, 121 Stat. 2439.

Pub. L. 110-116, div. A, title VIII, §8121, Nov. 13, 2007, 121 Stat. 1341.

**§ 8N. Additional provisions with respect to the
Department of Energy**

(a) The Secretary of Energy may prohibit the Inspector General of the Department of Energy from accessing Restricted Data and nuclear safeguards information protected from disclosure under chapter 12 of the Atomic Energy Act of 1954 (42 U.S.C. 2161 et seq.) and intelligence or counterintelligence, as defined in section 3 of the National Security Act of 1947 (50 U.S.C. 3003), if the Secretary of Energy determines that the prohibition is necessary to protect the national security or prevent the significant impairment to the national security interests of the United States.

(b) Not later than 7 days after the date on which the Secretary of Energy exercises any power authorized under subsection (a), the Secretary shall notify the Inspector General of the Department of Energy in writing the reasons for such exercise. Within 30 days after receipt of any such notice, the Inspector General of the Department of Energy shall submit to the appropriate committees of Congress a statement concerning such exercise.

(Pub. L. 95-452, §8N, as added Pub. L. 114-317, §6(7), Dec. 16, 2016, 130 Stat. 1604.)

Editorial Notes

REFERENCES IN TEXT

The Atomic Energy Act of 1954, referred to in subsec. (a), is act Aug. 1, 1946, ch. 724, as added by act Aug. 30, 1954, ch. 1073, §1, 68 Stat. 919. Chapter 12 of the Act is classified generally to subchapter XI (§2161 et seq.) of chapter 23 of Title 42, The Public Health and Welfare. For complete classification of this Act to the Code, see Short Title note set out under section 2011 of Title 42 and Tables.

§ 9. Transfer of functions

(a) There shall be transferred—

(1) to the Office of Inspector General—

(A) of the Department of Agriculture, the offices of that department referred to as the “Office of Investigation” and the “Office of Audit”;

(B) of the Department of Commerce, the offices of that department referred to as the “Office of Audits” and the “Investigations and Inspections Staff” and that portion of the office referred to as the “Office of Investigations and Security” which has responsibility for investigation of alleged criminal violations and program abuse;

(C) of the Department of Defense, the offices of that department referred to as the “Defense Audit Service” and the “Office of Inspector General, Defense Logistics Agency”, and that portion of the office of that department referred to as the “Defense Investigative Service” which has responsibility for the investigation of alleged criminal violations;

(D) of the Department of Education, all functions of the Inspector General of Health, Education, and Welfare or of the Office of Inspector General of Health, Education, and Welfare relating to functions transferred by section 301 of the Department of Education Organization Act [20 U.S.C. 3441];

(E) of the Department of Energy, the Office of Inspector General (as established by section 208 of the Department of Energy Organization Act);

(F) of the Department of Health and Human Services, the Office of Inspector General (as established by title II of Public Law 94-505);

(G) of the Department of Housing and Urban Development, the office of that department referred to as the “Office of Inspector General”;

(H) of the Department of the Interior, the office of that department referred to as the “Office of Audit and Investigation”;

(I) of the Department of Justice, the offices of that Department referred to as (i) the “Audit Staff, Justice Management Division”, (ii) the “Policy and Procedures Branch, Office of the Comptroller, Immigration and Naturalization Service”, the “Office of Professional Responsibility, Immigration and Naturalization Service”, and the “Office of Program Inspections, Immigration and Naturalization Service”, (iii) the “Office of Internal Inspection, United States Marshals Service”, (iv) the “Financial Audit Section, Office of Financial Management, Bureau of Prisons” and the “Office of In-