

Office of the Inspector General reports; and

(I) inform the Officer for Civil Rights and Civil Liberties of any weaknesses, problems, and deficiencies within the Department relating to civil rights or civil liberties.

(Pub. L. 117-286, §3(b), Dec. 27, 2022, 136 Stat. 4244.)

#### AMENDMENTS NOT SHOWN IN TEXT

*This section was derived from section 8I of the Inspector General Act of 1978, Pub. L. 95-452, which was set out in the former Appendix to this title, and as it existed as of Oct. 19, 2021. Section 8I of Pub. L. 95-452 was amended by Pub. L. 117-263, div. E, title LII, §5272(7), Dec. 23, 2022, 136 Stat. 3241, prior to being repealed and reenacted as this section by Pub. L. 117-286, §§3(b), 7, Dec. 27, 2022, 136 Stat. 4244, 4361. For applicability of those amendments to this section, see section 5(b) of Pub. L. 117-286, set out in a Transitional and Savings Provisions note preceding section 101 of this title. Section 8I of Pub. L. 95-452 was amended as follows:*

*(1) in subsection (a)(3), in the matter preceding subparagraph (A), by striking “committees and subcommittees of Congress” and inserting “congressional committees”; and*

*(2) in subsection (d), by striking “committees and subcommittees of Congress” each place it appears and inserting “congressional committees”.*

*For definition of “appropriate congressional committees”, which would result from application of the above amendments by Pub. L. 117-263, see Amendments Not Shown in Text note set out under section 401 of this title.*

#### HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
417 .....	5 U.S.C. App. (IGA §8I)	Pub. L. 95-452, §8I, as added Pub. L. 108-7, div. L, §104(b)(3), Feb. 20, 2003, 117 Stat. 529; amended Pub. L. 108-458, title VIII, §8304, Dec. 17, 2004, 118 Stat. 3868; Pub. L. 109-177, title VI, §605(e)(4), Mar. 9, 2006, 120 Stat. 255; Pub. L. 114-317, §6(5), Dec. 16, 2016, 130 Stat. 1604.

In subsection (b), the reference to “subsection (a)(2)” is substituted for “paragraph (2)” for clarity and to correct an error in the law.

#### Editorial Notes

##### REFERENCES IN TEXT

The Presidential Protection Assistance Act of 1976, referred to in subsec. (a)(1)(E), is Pub. L. 94-524, Oct. 17, 1976, 90 Stat. 2475, which enacted and amended provisions set out as notes under section 3056 of Title 18, Crimes and Criminal Procedure. For complete classification of this Act to the Code, see Tables.

GS-15, referred to in subsec. (f)(1), is contained in the General Schedule, which is set out under section 5332 of this title.

#### Statutory Notes and Related Subsidiaries

##### REVIEW OF DEPARTMENTAL CONTRACTS AWARDED THROUGH MEANS OTHER THAN FULL AND OPEN COMPETITION

Pub. L. 113-6, div. D, title V, §520(d), Mar. 26, 2013, 127 Stat. 370, provided that: “In addition to the require-

ments established by subsections (a), (b), and (c) of this section [127 Stat. 369, 370], the Inspector General of the Department of Homeland Security shall review departmental contracts awarded through means other than a full and open competition to assess departmental compliance with applicable laws and regulations: *Provided*, That the Inspector General shall review selected contracts awarded in the previous 3 fiscal years through means other than a full and open competition: *Provided further*, That in selecting which contracts to review, the Inspector General shall consider the cost and complexity of the goods and services to be provided under the contract, the criticality of the contract to fulfilling Department missions, past performance problems on similar contracts or by the selected vendor, complaints received about the award process or contractor performance, and such other factors as the Inspector General deems relevant: *Provided further*, That the Inspector General shall report the results of the reviews to the Committees on Appropriations of the Senate and the House of Representatives no later than February 4, 2015, and every 3 years thereafter.”

#### REPORT ON DATA COLLECTION

Pub. L. 110-329, div. D, title V, §518(b), Sept. 30, 2008, 122 Stat. 3684, provided that: “The Inspector General shall provide to the Committees on Appropriations of the Senate and the House of Representatives, starting six months after the date of enactment of this Act [Sept. 30, 2008], and quarterly thereafter, a classified report containing a review of the data collected by the National Applications Office, including a description of the collection purposes and the legal authority under which the collection activities were authorized: *Provided*, That the report shall also include a listing of all data collection activities carried out on behalf of the National Applications Office by any component of the National Guard.”

#### § 418. Rule of construction of special provisions

The special provisions under section 408, 409, 410, 411, 412, 413, 414, 416, or 421 of this title relate only to the establishment named in such section and no inference shall be drawn from the presence or absence of a provision in any such section with respect to an establishment not named in such section or with respect to a designated Federal entity as defined under section 415(a) of this title.

(Pub. L. 117-286, §3(b), Dec. 27, 2022, 136 Stat. 4247.)

#### HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
418 .....	5 U.S.C. App. (IGA §8J)	Pub. L. 95-452, §8J, formerly §8F, as added Pub. L. 100-504, title I, §105, Oct. 18, 1988, 102 Stat. 2525; renumbered §8G and amended Pub. L. 103-82, title II, §202(g)(1), (5)(B), Sept. 21, 1993, 107 Stat. 889, 890; renumbered §8H, Pub. L. 104-208, div. A, title I, §101(f), [title VI, §662(b)(3)], Sept. 30, 1996, 110 Stat. 3009-314, 3009-380; Pub. L. 105-206, title I, §1103(e)(3), July 22, 1998, 112 Stat. 709; renumbered §8I and amended Pub. L. 105-272, title VII, §702(b), Oct. 20, 1998, 112 Stat. 2415; renumbered §8J, Pub. L. 108-7, div. L, §104(b)(2), Feb. 20, 2003, 117 Stat. 529; Pub. L. 114-317, §6(6), Dec. 16, 2016, 130 Stat. 1604.

**§ 419. Special provisions concerning overseas contingency operations**

(a) **ADDITIONAL RESPONSIBILITIES OF CHAIR OF COUNCIL OF INSPECTORS GENERAL ON INTEGRITY AND EFFICIENCY.**—The Chair of the Council of Inspectors General on Integrity and Efficiency (CIGIE) shall, in consultation with the members of the Council, have the additional responsibilities specified in subsection (b) with respect to the Inspectors General specified in subsection (c) upon the earlier of—

(1) the commencement or designation of a military operation as an overseas contingency operation that exceeds 60 days; or

(2) receipt of a notification under section 113(n)<sup>1</sup> of title 10 with respect to an overseas contingency operation.

(b) **SPECIFIC RESPONSIBILITIES.**—The responsibilities specified in this subsection are the following:

(1) **DESIGNATE LEAD INSPECTOR GENERAL.**—In consultation with the Inspectors General specified in subsection (c), to designate a lead Inspector General in accordance with subsection (d) to discharge the authorities of the lead Inspector General for the overseas contingency operation concerned as set forth in subsection (d).

(2) **RESOLVE CONFLICTS OF JURISDICTION.**—To resolve conflicts of jurisdiction among the Inspectors General specified in subsection (c) on investigations, inspections, and audits with respect to such contingency operation in accordance with subsection (d)(2)(B).

(3) **IDENTIFY OFFICE PERSONNEL.**—To assist in identifying for the lead inspector general for such contingency operation, Inspectors General and inspector general office personnel available to assist the lead Inspector General and the other Inspectors General specified in subsection (c) on matters relating to such contingency operation.

(c) **INSPECTORS GENERAL.**—The Inspectors General specified in this subsection are the Inspectors General as follows:

(1) The Inspector General of the Department of Defense.

(2) The Inspector General of the Department of State.

(3) The Inspector General of the United States Agency for International Development.

(d) **LEAD INSPECTOR GENERAL FOR OVERSEAS CONTINGENCY OPERATION.**—

(1) **DESIGNATION.**—A lead Inspector General for an overseas contingency operation shall be designated by the Chair of the Council of Inspectors General on Integrity and Efficiency under subsection (b)(1) not later than 30 days after the earlier of—

(A) the commencement or designation of the military operation concerned as an overseas<sup>2</sup> contingency operation that exceeds 60 days; or

(B) receipt of a notification under section 113(n)<sup>1</sup> of title 10 with respect to an overseas contingency operation.

The lead Inspector General for a contingency operation shall be designated from among the Inspectors General specified in subsection (c).

(2) **RESPONSIBILITIES.**—The lead Inspector General for an overseas contingency operation shall have the following responsibilities:

(A) **APPOINT ASSOCIATE INSPECTOR GENERAL.**—To appoint, from among the offices of the other Inspectors General specified in subsection (c), an Inspector General to act as associate Inspector General for the contingency operation who shall act in a coordinating role to assist the lead Inspector General in the discharge of responsibilities under this subsection.

(B) **STRATEGIC PLAN TO CONDUCT COMPREHENSIVE OVERSIGHT.**—To develop and carry out, in coordination with the offices of the other Inspectors General specified in subsection (c), a joint strategic plan to conduct comprehensive oversight over all aspects of the contingency operation and to ensure through either joint or individual audits, inspections, and investigations, independent and effective oversight of all programs and operations of the Federal Government in support of the contingency operation.

(C) **ACCURACY OF INFORMATION.**—To review and ascertain the accuracy of information provided by Federal agencies relating to obligations and expenditures, costs of programs and projects, accountability of funds, and the award and execution of major contracts, grants, and agreements in support of the contingency operation.

(D) **JURISDICTIONAL MATTERS.**—

(i) **NO INSPECTOR GENERAL WITH PRINCIPAL JURISDICTION.**—If none of the Inspectors General specified in subsection (c) has principal jurisdiction over a matter with respect to the contingency operation, to identify and coordinate with the Inspector General who has principal jurisdiction over the matter to ensure effective oversight.

(ii) **MORE THAN ONE INSPECTOR GENERAL WITH JURISDICTION.**—If more than one of the Inspectors General specified in subsection (c) has jurisdiction over a matter with respect to the contingency operation, to determine principal jurisdiction for discharging oversight responsibilities in accordance with this chapter with respect to such matter.

(iii) **INVESTIGATIONS.**—

(I) **REQUEST BY INSPECTOR GENERAL WITH PRINCIPAL JURISDICTION.**—Upon written request by the Inspector General with principal jurisdiction over a matter with respect to the contingency operation, and with the approval of the lead Inspector General, an Inspector General specified in subsection (c) may provide investigative support or conduct an independent investigation of an allegation of criminal activity by any United States personnel, contractor, subcontractor, grantee, or vendor in the applicable theater of operations.

(II) **NO INSPECTOR GENERAL WITH PRINCIPAL JURISDICTION.**—In the case of a de-

<sup>1</sup> See References in Text note below.

<sup>2</sup> So in original. Probably should be “overseas”.