

110TH CONGRESS  
1ST SESSION

# S. 1723

To amend the Inspector General Act of 1978 to enhance the independence of the Inspectors General, to create a Council of the Inspectors General on Integrity and Efficiency, and for other purposes.

---

## IN THE SENATE OF THE UNITED STATES

JUNE 28, 2007

Mrs. McCASKILL 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 enhance the independence of the Inspectors General, to create a Council of the Inspectors General on Integrity and Efficiency, 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.**

4 This Act may be cited as the “Improving Government  
5 Accountability Act”.

1 **SEC. 2. ENHANCING INDEPENDENCE OF INSPECTORS GEN-**  
2 **ERAL.**

3 (a) REMOVAL FOR CAUSE.—The Inspector General  
4 Act of 1978 (5 U.S.C. App.) is amended—

5 (1) in section 3(b)—

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

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

8 “(2) An Inspector General may be removed  
9 from office prior to the expiration of his or her term  
10 only on any of the following grounds:

11 “(A) Permanent incapacity.

12 “(B) Inefficiency.

13 “(C) Neglect of duty.

14 “(D) Malfeasance.

15 “(E) Conviction of a felony or conduct in-  
16 volving moral turpitude.”; and

17 (2) in section 8G(e)—

18 (A) by inserting “(1)” after “(e)”; and

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

20 “(2) An Inspector General may be removed  
21 from office prior to the expiration of his or her term  
22 only on any of the following grounds:

23 “(A) Permanent incapacity.

24 “(B) Inefficiency.

25 “(C) Neglect of duty.

26 “(D) Malfeasance.

1                   “(E) Conviction of a felony or conduct in-  
2                   volving moral turpitude.”.

3           (b) ESTABLISHMENT OF TERMS OF OFFICE.—The  
4   Inspector General Act of 1978 (5 U.S.C. App.) is amend-  
5   ed—

6           (1) in section 3 by adding at the end the fol-  
7   lowing:

8           “(e)(1) The term of office of each Inspector General  
9   shall be seven years. An individual may serve for more  
10   than one term in such office. Any individual appointed and  
11   confirmed to fill a vacancy in such position, occurring be-  
12   fore the expiration of the term for which his or her prede-  
13   cessor was appointed, shall be appointed and confirmed  
14   for a full seven-year term.

15          “(2) An individual may continue to serve as Inspector  
16   General beyond the expiration of the term for which the  
17   individual is appointed until a successor is appointed and  
18   confirmed, except that such individual may not continue  
19   to serve for more than 1 year after the date on which the  
20   term would otherwise expire under paragraph (1).”; and

21          (2) in section 8G(c) by inserting “(1)” after  
22   “(c)”, and by adding at the end the following:

23          “(2) The term of office of each Inspector Gen-  
24   eral shall be seven years. An individual may serve  
25   for more than one term in such office. Any indi-

1       vidual appointed to fill a vacancy in such position,  
 2       occurring before the expiration of the term for which  
 3       his or her predecessor was appointed, shall be ap-  
 4       pointed for a full 7-year term.”.

5       (c) SEPARATE COUNSELS TO INSPECTORS GEN-  
 6       ERAL.—

7               (1) COUNSELS TO INSPECTORS GENERAL OF  
 8       ESTABLISHMENTS.—Section 3 of the Inspector Gen-  
 9       eral Act of 1978 (5 U.S.C. App.) is amended by  
 10      adding at the end the following:

11      “(e) Each Inspector General shall, in accordance with  
 12      applicable laws and regulations governing the civil service,  
 13      appoint a Counsel to the Inspector General who shall re-  
 14      port to the Inspector General.”.

15              (2) COUNSELS TO INSPECTORS GENERAL OF  
 16      DESIGNATED FEDERAL ENTITIES.—Section 8G(g) of  
 17      the Inspector General Act of 1978 (5 U.S.C. App.)  
 18      is amended by adding at the end the following:

19      “(4) Each Inspector General shall, in accord-  
 20      ance with applicable laws and regulations governing  
 21      appointments within the designated Federal entity,  
 22      appoint a Counsel to the Inspector General who  
 23      shall report to the Inspector General.”.

24      (d) APPLICATION.—The amendments made by sub-  
 25      sections (a) and (b) shall apply to any Inspector General

1 appointed before, on, or after the date of the enactment  
 2 of this Act. The term of office of an Inspector General  
 3 serving on such date of enactment is deemed to begin on  
 4 such date of enactment.

5 **SEC. 3. DIRECT SUBMISSION OF BUDGET REQUESTS TO**  
 6 **CONGRESS.**

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

10 “(f)(1) For each fiscal year, an Inspector General  
 11 may transmit an appropriation estimate and request to  
 12 the Director of the Office of Management and Budget and  
 13 to the appropriate committees or subcommittees of the  
 14 Congress, in addition to any appropriation estimate and  
 15 request submitted to the head of the establishment con-  
 16 cerned.

17 “(2) The President shall include in each budget of  
 18 the United States Government submitted to the Con-  
 19 gress—

20 “(A) a separate statement of the amount of ap-  
 21 propriations requested by each Inspector General  
 22 who has submitted an appropriation estimate under  
 23 paragraph (1); and

24 “(B) a statement comparing each such appro-  
 25 priation estimate and request submitted by an In-

1       spector General and the funds requested by the head  
2       of the establishment concerned.”.

3   **SEC. 4. ESTABLISHMENT OF COUNCIL OF THE INSPECTORS**

4                   **GENERAL ON INTEGRITY AND EFFICIENCY.**

5       (a) ESTABLISHMENT.—The Inspector General Act of  
6   1978 (5 U.S.C. App.) is amended by redesignating sec-  
7   tions 11 and 12 in order as sections 12 and 13, and by  
8   inserting after section 10 the following:

9   **“SEC. 11. ESTABLISHMENT OF THE COUNCIL OF THE IN-**  
10                   **SPECTORS GENERAL ON INTEGRITY AND EF-**  
11                   **FICIENCY.**

12       “(a) ESTABLISHMENT AND MISSION.—

13               “(1) ESTABLISHMENT.—There is established as  
14       an independent entity within the executive branch  
15       the Inspectors General Council (in this section re-  
16       ferred to as the ‘Council’).

17               “(2) MISSION.—The mission of the Council  
18       shall be to—

19                   “(A) address integrity, economy, and effec-  
20       tiveness issues that transcend individual Gov-  
21       ernment agencies; and

22                   “(B) increase the professionalism and ef-  
23       fectiveness of personnel by developing policies,  
24       standards, and approaches to aid in the estab-  
25       lishment of a well-trained and highly skilled

1 workforce in the offices of the Inspectors Gen-  
2 eral.

3 “(b) MEMBERSHIP.—

4 “(1) IN GENERAL.—The Council shall consist of  
5 the following members:

6 “(A) All Inspectors General whose offices  
7 are established under—

8 “(i) section 2; or

9 “(ii) section 8G.

10 “(B) The Inspectors General of the Cen-  
11 tral Intelligence Agency and the Government  
12 Printing Office.

13 “(C) The Controller of the Office of Fed-  
14 eral Financial Management.

15 “(D) A senior level official of the Federal  
16 Bureau of Investigation designated by the Di-  
17 rector of the Federal Bureau of Investigation.

18 “(E) The Director of the Office of Govern-  
19 ment Ethics.

20 “(F) The Special Counsel of the Office of  
21 Special Counsel.

22 “(G) The Deputy Director of the Office of  
23 Personnel Management.

24 “(H) The Deputy Director for Manage-  
25 ment of the Office of Management and Budget.

1           “(2) CHAIRPERSON AND EXECUTIVE CHAIR-  
2       PERSON.—

3           “(A) EXECUTIVE CHAIRPERSON.—The  
4       Deputy Director for Management of the Office  
5       of Management and Budget shall be the Execu-  
6       tive Chairperson of the Council.

7           “(B) CHAIRPERSON.—The Council shall  
8       elect one of the Inspectors General referred to  
9       in paragraph (1)(A) or (B) to act as Chair-  
10      person of the Council. The term of office of the  
11      Chairperson shall be two years.

12          “(3) FUNCTIONS OF CHAIRPERSON AND EXECU-  
13      TIVE CHAIRPERSON.—

14          “(A) EXECUTIVE CHAIRPERSON.—The Ex-  
15      ecutive Chairperson shall—

16           “(i) preside over meetings of the  
17      Council;

18           “(ii) provide to the heads of agencies  
19      and entities represented on the Council  
20      with summary reports of the activities of  
21      the Council; and

22           “(iii) provide to the Council such in-  
23      formation relating to the agencies and en-  
24      tities represented on the Council as will as-



1                   sist the Council in performing its func-  
2                   tions.

3                   “(B) CHAIRPERSON.—The Chairperson  
4                   shall—

5                   “(i) convene meetings of the Coun-  
6                   cil—

7                   “(I) at least six times each year;

8                   “(II) monthly to the extent pos-  
9                   sible; and

10                  “(III) more frequently at his or  
11                  her discretion;

12                  “(ii) exercise the functions and duties  
13                  of the Council under subsection (c);

14                  “(iii) appoint a Vice Chairperson to  
15                  assist in carrying out the functions of the  
16                  Council and act in the absence of the  
17                  Chairperson, from a category of Inspectors  
18                  General described in subparagraph (A)(i),  
19                  (A)(ii), or (B) of subsection (b)(1), other  
20                  than the category from which the Chair-  
21                  person was elected;

22                  “(iv) make such payments from funds  
23                  otherwise available to the Council as may  
24                  be necessary to carry out the functions of  
25                  the Council;

1 “(v) select, appoint, and employ per-  
2 sonnel as needed to carry out the functions  
3 of the Council subject to the availability of  
4 appropriations and the provisions of title 5,  
5 United States Code, governing appoint-  
6 ments in the competitive service, and the  
7 provisions of chapter 51 and subchapter  
8 III of chapter 53 of such title, relating to  
9 classification and General Schedule pay  
10 rates;

11 “(vi) to the extent and in such  
12 amounts as may be provided in advance by  
13 appropriations Acts, enter into contracts  
14 and other arrangements with public agen-  
15 cies and private persons to carry out the  
16 functions and duties of the Council;

17 “(vii) establish, in consultation with  
18 the members of the Council, such commit-  
19 tees as determined by the Chairperson to  
20 be necessary and appropriate for the effi-  
21 cient conduct of Council functions; and

22 “(viii) prepare and transmit a report  
23 annually on behalf of the Council to the  
24 President on the activities of the Council.

25 “(c) FUNCTIONS AND DUTIES OF COUNCIL.—

1 “(1) IN GENERAL.—The Council shall—

2 “(A) continually identify, review, and dis-  
3 cuss areas of weakness and vulnerability in  
4 Federal programs and operations with respect  
5 to fraud, waste, and abuse;

6 “(B) develop plans for coordinated, Gov-  
7 ernment-wide activities that address these prob-  
8 lems and promote economy and efficiency in  
9 Federal programs and operations, including  
10 interagency and inter-entity audit, investiga-  
11 tion, inspection, and evaluation programs and  
12 projects to deal efficiently and effectively with  
13 those problems concerning fraud and waste that  
14 exceed the capability or jurisdiction of an indi-  
15 vidual agency or entity;

16 “(C) develop policies that will aid in the  
17 maintenance of a corps of well-trained and  
18 highly skilled Office of Inspector General per-  
19 sonnel;

20 “(D) maintain an Internet Web site and  
21 other electronic systems for the benefit of all  
22 Inspectors General, as the Council determines  
23 are necessary or desirable;

24 “(E) maintain one or more academies as  
25 the Council considers desirable for the profes-

1           sional training of auditors, investigators, inspec-  
2           tors, evaluators, and other personnel of the var-  
3           ious offices of Inspector General;

4           “(F) submit recommendations of 3 individ-  
5           uals to the appropriate appointing authority for  
6           any appointment to an office of Inspector Gen-  
7           eral described under subsection (b)(1)(A) or  
8           (B); and

9           “(G) make such reports to the Congress as  
10          the Chairperson determines are necessary or  
11          appropriate.

12          “(2) ADHERENCE AND PARTICIPATION BY MEM-  
13          BERS.—Each member of the Council should, to the  
14          extent permitted under law, and to the extent not in-  
15          consistent with standards established by the Comp-  
16          troller General of the United States for audits of  
17          Federal establishments, organizations, programs, ac-  
18          tivities, and functions, adhere to professional stand-  
19          ards developed by the Council and participate in the  
20          plans, programs, and projects of the Council.

21          “(3) EXISTING AUTHORITIES AND RESPON-  
22          SIBILITIES.—The creation and operation of the  
23          Council—

1           “(A) shall not affect the preeminent policy-  
 2           setting role of the Department of Justice in law  
 3           enforcement and litigation;

4           “(B) shall not affect the authority or re-  
 5           sponsibilities of any Government agency or enti-  
 6           ty; and

7           “(C) shall not affect the authority or re-  
 8           sponsibilities of individual members of the  
 9           Council.

10          “(d) INTEGRITY COMMITTEE.—

11           “(1) ESTABLISHMENT.—The Council shall have  
 12           an Integrity Committee, which shall receive, review,  
 13           and refer for investigation allegations of wrongdoing  
 14           that are made against Inspectors General and cer-  
 15           tain staff members of the various Offices of Inspec-  
 16           tor General.

17           “(2) MEMBERSHIP.—The Integrity Committee  
 18           shall consist of the following members:

19           “(A) The official of the Federal Bureau of  
 20           Investigation serving on the Council, who shall  
 21           serve as Chairperson of the Integrity Com-  
 22           mittee.

23           “(B) 3 or more Inspectors General de-  
 24           scribed in subparagraph (A) or (B) of sub-  
 25           section (b)(1) appointed by the Chairperson of

1 the Council, representing both establishments  
 2 and designated Federal entities (as that term is  
 3 defined in section 8G(a)).

4 “(C) The Special Counsel of the Office of  
 5 Special Counsel.

6 “(D) The Director of the Office of Govern-  
 7 ment Ethics.

8 “(3) LEGAL ADVISOR.—The Chief of the Public  
 9 Integrity Section of the Criminal Division of the De-  
 10 partment of Justice, or his designee, shall serve as  
 11 a legal advisor to the Integrity Committee.

12 “(4) REFERRAL OF ALLEGATIONS.—

13 “(A) REQUIREMENT.—An Inspector Gen-  
 14 eral shall refer to the Integrity Committee any  
 15 allegation of wrongdoing against a staff mem-  
 16 ber of his or her office, if—

17 “(i) review of the substance of the al-  
 18 legation cannot be assigned to an agency  
 19 of the executive branch with appropriate  
 20 jurisdiction over the matter; and

21 “(ii) the Inspector General determines  
 22 that—

23 “(I) an objective internal inves-  
 24 tigation of the allegation is not fea-  
 25 sible; or

1 “(II) an internal investigation of  
2 the allegation may appear not to be  
3 objective.

4 “(B) STAFF MEMBER DEFINED.—In this  
5 subsection the term ‘staff member’ means—

6 “(i) any employee of an Office of In-  
7 spector General who reports directly to an  
8 Inspector General; or

9 “(ii) who is designated by an Inspec-  
10 tor General under subparagraph (C).

11 “(C) DESIGNATION OF STAFF MEMBERS.—  
12 Each Inspector General shall annually submit  
13 to the Chairperson of the Integrity Committee  
14 a designation of positions whose holders are  
15 staff members for purposes of subparagraph  
16 (B).

17 “(5) REVIEW OF ALLEGATIONS.—The Integrity  
18 Committee shall—

19 “(A) review all allegations of wrongdoing it  
20 receives against an Inspector General, or  
21 against a staff member of an Office of Inspec-  
22 tor General; and

23 “(B) refer to the Chairperson of the Integ-  
24 rity Committee any allegation of wrongdoing  
25 determined by the Integrity Committee to be

1 meritorious that cannot be referred to an agen-  
 2 cy of the executive branch with appropriate ju-  
 3 risdiction over the matter.

4 “(6) AUTHORITY TO INVESTIGATE ALLEGA-  
 5 TIONS.—

6 “(A) REQUIREMENT.—The Chairperson of  
 7 the Integrity Committee shall cause a thorough  
 8 and timely investigation of each allegation re-  
 9 ferred under paragraph (5)(B) to be conducted  
 10 in accordance with this paragraph.

11 “(B) RESOURCES.—At the request of the  
 12 Chairperson of the Integrity Committee, the  
 13 head of each agency or entity represented on  
 14 the Council—

15 “(i) may provide resources necessary  
 16 to the Integrity Committee; and

17 “(ii) may detail employees from that  
 18 agency or entity to the Integrity Com-  
 19 mittee, subject to the control and direction  
 20 of the Chairperson, to conduct an inves-  
 21 tigation pursuant to this subsection.

22 “(7) PROCEDURES FOR INVESTIGATIONS.—

23 “(A) STANDARDS APPLICABLE.—Investiga-  
 24 tions initiated under this subsection shall be  
 25 conducted in accordance with the most current



1           Quality Standards for Investigations issued by  
 2           the Council or by its predecessors (the Presi-  
 3           dent’s Council on Integrity and Efficiency and  
 4           the Executive Council on Integrity and Effi-  
 5           ciency).

6           “(B) ADDITIONAL POLICIES AND PROCE-  
 7           DURES.—The Integrity Committee, in conjunc-  
 8           tion with the Chairperson of the Council, shall  
 9           establish additional policies and procedures nec-  
 10          essary to ensure fairness and consistency in—

11                   “(i) determining whether to initiate  
 12                   an investigation;

13                   “(ii) conducting investigations;

14                   “(iii) reporting the results of an inves-  
 15                   tigation; and

16                   “(iv) providing the person who is the  
 17                   subject of an investigation with an oppor-  
 18                   tunity to respond to any Integrity Com-  
 19                   mittee report.

20          “(C) REPORTS.—The Chairperson of the  
 21          Integrity Committee shall report to the Execu-  
 22          tive Chairperson of the Council the results of  
 23          any investigation that substantiates any allega-  
 24          tion certified under paragraph (5)(B).

1           “(8) NO RIGHT OR BENEFIT.—This subsection  
 2           is not intended to create any right or benefit, sub-  
 3           stantive or procedural, enforceable at law by a per-  
 4           son against the United States, its agencies, its offi-  
 5           cers, or any person.

6           “(e) APPLICATION.—The provisions of this section  
 7           apply only to the Inspectors General (and their offices)  
 8           listed in subsection (b)(1)(A) and (B).”.

9           (b) EXISTING EXECUTIVE ORDERS.—Executive  
 10          Order 12805, dated May 14, 1992, Executive Order  
 11          12805, dated March 21, 1996, and Executive Order  
 12          12993, dated March 26, 1996, shall have no force or ef-  
 13          fect.

14          (c) CONFORMING AMENDMENTS.—

15                 (1) INSPECTOR GENERAL ACT OF 1978.—The  
 16          Inspector General Act of 1978 (5 U.S.C. App.) is  
 17          amended—

18                         (A) in sections 2(1), 4(b)(2), and  
 19                         8G(a)(1)(A) by striking “section 11(2)” each  
 20                         place it appears and inserting “section 12(2)”;  
 21                         and

22                         (B) in section 8G(a), in the matter pre-  
 23                         ceding paragraph (1), by striking “section 11”  
 24                         and inserting “section 12”.

1           (2) TITLE 31, U.S.C.—Section 1105(a) of title  
2           31, United States Code, is amended by striking the  
3           first paragraph (33) and inserting the following:

4           “(33) a separate appropriation account for ap-  
5           propriations for the Inspectors General Council, and,  
6           included in that account, a separate statement of the  
7           aggregate amount of appropriations requested for  
8           each academy maintained by the Inspectors General  
9           Council.”.

10 **SEC. 5. PROHIBITION OF CASH BONUS OR AWARDS.**

11           Section 3 of the Inspector General Act of 1978 (5  
12 U.S.C. App.) is amended by adding at the end the fol-  
13 lowing:

14           “(e) An Inspector General (as defined under section  
15 8G(a)(6) or 11(3)) may not receive any cash award or  
16 cash bonus, including any cash award under chapter 45  
17 of title 5, United States Code.”.

18 **SEC. 6. INSPECTORS GENERAL AT LEVEL III OF EXECUTIVE**

19 **SCHEDULE.**

20           (a) LEVEL IV POSITIONS.—Section 5315 of title 5,  
21 United States Code, is amended by striking each item re-  
22 lating to the following positions:

23           (1) Inspector General, Department of Edu-  
24 cation.

25           (2) Inspector General, Department of Energy.

1           (3) Inspector General, Department of Health  
2           and Human Services.

3           (4) Inspector General, Department of Agri-  
4           culture.

5           (5) Inspector General, Department of Housing  
6           and Urban Development.

7           (6) Inspector General, Department of Labor.

8           (7) Inspector General, Department of Trans-  
9           portation.

10          (8) Inspector General, Department of Veterans  
11          Affairs.

12          (9) Inspector General, Department of Home-  
13          land Security.

14          (10) Inspector General, Department of Defense.

15          (11) Inspector General, Department of State.

16          (12) Inspector General, Department of Com-  
17          merce.

18          (13) Inspector General, Department of the In-  
19          terior.

20          (14) Inspector General, Department of Justice.

21          (15) Inspector General, Department of the  
22          Treasury.

23          (16) Inspector General, Agency for Inter-  
24          national Development.

1           (17) Inspector General, Environmental Protec-  
2           tion Agency.

3           (18) Inspector General, Export-Import Bank.

4           (19) Inspector General, Federal Emergency  
5           Management Agency.

6           (20) Inspector General, General Services Ad-  
7           ministration.

8           (21) Inspector General, National Aeronautics  
9           and Space Administration.

10          (22) Inspector General, Nuclear Regulatory  
11          Commission.

12          (23) Inspector General, Office of Personnel  
13          Management.

14          (24) Inspector General, Railroad Retirement  
15          Board.

16          (25) Inspector General, Small Business Admin-  
17          istration.

18          (26) Inspector General, Tennessee Valley Au-  
19          thority.

20          (27) Inspector General, Federal Deposit Insur-  
21          ance Corporation.

22          (28) Inspector General, Resolution Trust Cor-  
23          poration.

24          (29) Inspector General, Central Intelligence  
25          Agency.

1           (30) Inspector General, Social Security Admin-  
2           istration.

3           (31) Inspector General, United States Postal  
4           Service.

5           (b) LEVEL III POSITIONS.—Section 5314 of title 5,  
6           United States Code, is amended by adding at the end the  
7           following:

8           “Inspector General, Department of Education.

9           “Inspector General, Department of Energy.

10          “Inspector General, Department of Health and  
11          Human Services.

12          “Inspector General, Department of Agriculture.

13          “Inspector General, Department of Housing  
14          and Urban Development.

15          “Inspector General, Department of Labor.

16          “Inspector General, Department of Transpor-  
17          tation.

18          “Inspector General, Department of Veterans  
19          Affairs.

20          “Inspector General, Department of Homeland  
21          Security.

22          “Inspector General, Department of Defense.

23          “Inspector General, Department of State.

24          “Inspector General, Department of Commerce.

25          “Inspector General, Department of the Interior.

1 “Inspector General, Department of Justice.

2 “Inspector General, Department of the Treas-  
3 ury.

4 “Inspector General, Agency for International  
5 Development.

6 “Inspector General, Corporation for Community  
7 and National Service.

8 “Inspector General, Environmental Protection  
9 Agency.

10 “Inspector General, Export-Import Bank.

11 “Inspector General, Federal Emergency Man-  
12 agement Agency.

13 “Inspector General, General Services Adminis-  
14 tration.

15 “Inspector General, National Aeronautics and  
16 Space Administration.

17 “Inspector General, Nuclear Regulatory Com-  
18 mission.

19 “Inspector General, Office of Personnel Man-  
20 agement.

21 “Inspector General, Railroad Retirement  
22 Board.

23 “Inspector General, Small Business Administra-  
24 tion.

1           “Inspector General, Tennessee Valley Author-  
2       ity.

3           “Inspector General, Federal Deposit Insurance  
4       Corporation.

5           “Inspector General, Central Intelligence Agen-  
6       cy.

7           “Inspector General, Social Security Administra-  
8       tion.

9           “Inspector General, United States Postal Serv-  
10      ice.”.

11       (c) SAVINGS PROVISION.—Nothing in this section  
12 shall have the effect of reducing the rate of pay of any  
13 individual serving as an Inspector General on the effective  
14 date of this section.

15 **SEC. 7. QUALIFICATIONS OF INSPECTORS GENERAL FOR**  
16 **DESIGNATED FEDERAL ENTITIES.**

17       Section 8G(c) of the Inspector General Act of 1978  
18 (5 U.S.C. App.) is amended by adding at the end the fol-  
19 lowing: “Each Inspector General shall be appointed with-  
20 out regard to political affiliation and solely on the basis  
21 of integrity and demonstrated ability in accounting, audit-  
22 ing, financial analysis, law, management analysis, public  
23 administration, or investigations.” .



1 **SEC. 8. REMOVAL OF INSPECTORS GENERAL FOR DES-**  
 2 **IGNATED FEDERAL ENTITIES.**

3 Section 8G(e) of the Inspector General Act of 1978  
 4 (5 U.S.C. App.) is amended by striking “shall promptly  
 5 communicate in writing the reasons for any such removal  
 6 or transfer to both Houses of the Congress” and inserting  
 7 “shall communicate in writing the reasons for any such  
 8 removal or transfer to both Houses of the Congress, not  
 9 later than 15 days before the removal or transfer”.

10 **SEC. 9. MISCELLANEOUS ENHANCEMENTS.**

11 (a) OFFICES AS DISCRETE AGENCIES.—Section 6(d)  
 12 of the Inspector General Act of 1978 (5 U.S.C. App.) is  
 13 amended to read as follows:

14 “(d)(1)(A) For purposes of applying the provisions  
 15 of law identified in subparagraph (B)—

16 “(i) each Office of Inspector General shall  
 17 be considered to be a separate agency; and

18 “(ii) the Inspector General who is the head  
 19 of an office referred to in clause (i) shall, with  
 20 respect to such office, have the functions, pow-  
 21 ers, and duties of an agency head or appointing  
 22 authority under such provisions.

23 “(B) This paragraph applies with respect to the fol-  
 24 lowing provisions of title 5, United States Code:

25 “(i) Subchapter II of chapter 35.

1           “(ii) Sections 8335(b), 8336, 8414, and  
2           8425(b).

3           “(iii) All provisions relating to the Senior Exec-  
4           utive Service (as determined by the Office of Per-  
5           sonnel Management), subject to paragraph (2).

6           “(2) For purposes of applying section 4507(b) of title  
7           5, United States Code, paragraph (1)(A)(ii) shall be ap-  
8           plied by substituting ‘the Council of the Inspectors Gen-  
9           eral on Integrity and Efficiency (established by section 11  
10          of the Inspector General Act) shall’ for ‘the Inspector Gen-  
11          eral who is the head of an office referred to in clause (i)  
12          shall, with respect to such office,’.”.

13          (b) INSPECTORS GENERAL OF DESIGNATED FED-  
14          ERAL ENTITIES.—Notwithstanding any other provision of  
15          law, the Inspector General of each designated Federal en-  
16          tity (as those terms are defined under section 8G of the  
17          Inspector General Act of 1978) shall, for pay and all other  
18          purposes, be classified at a grade, level, or rank designa-  
19          tion, as the case may be, comparable to those of a majority  
20          of the senior staff members of such designated Federal  
21          entity (such as, but not limited to, a General Counsel,  
22          Deputy Director, or Chief of Staff) that report directly  
23          to the head of such designated Federal entity.

1 (c) SUBPOENA POWER.—Section 6(a)(4) of the In-  
 2 spector General Act of 1978 (5 U.S.C. App.), is amend-  
 3 ed—

4 (1) by inserting “in any medium (including  
 5 electronically stored information, as well as any tan-  
 6 gible thing)” after “other data”; and

7 (2) by striking “subpena” and inserting “sub-  
 8 poena”.

9 (d) LAW ENFORCEMENT AUTHORITY FOR DES-  
 10 IGNATED FEDERAL ENTITIES.—Section 6(e) of the In-  
 11 spector General Act of 1978 (5 U.S.C. App.) is amend-  
 12 ed—

13 (1) in paragraph (1) by striking “appointed  
 14 under section 3”; and

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

16 “(9) In this subsection the term ‘Inspector Gen-  
 17 eral’ means an Inspector General appointed under  
 18 section 3 or an Inspector General appointed under  
 19 section 8G.”.

20 **SEC. 10. PROGRAM FRAUD CIVIL REMEDIES ACT.**

21 Section 3801(a)(1) of title 31, United States Code,  
 22 is amended by striking “and” after the semicolon at the  
 23 end of subparagraph (C), by adding “and” after the semi-  
 24 colon at the end of subparagraph (D), and by adding at  
 25 the end the following:

1 “(E) a designated Federal entity (as such  
 2 term is defined under section 8G(a)(2) of the  
 3 Inspector General Act of 1978).”.

4 **SEC. 11. APPLICATION OF SEMIANNUAL REPORTING RE-**  
 5 **QUIREMENTS WITH RESPECT TO INSPECTION**  
 6 **REPORTS AND EVALUATION REPORTS.**

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

9 (1) in each of subsections (a)(6), (a)(8), (a)(9),  
 10 (b)(2), and (b)(3)—

11 (A) by inserting “, inspection reports, and  
 12 evaluation reports” after “audit reports” the  
 13 first place it appears; and

14 (B) by striking “audit” the second place it  
 15 appears; and

16 (2) in subsection (a)(10) by inserting “, inspec-  
 17 tion reports, and evaluation reports” after “audit re-  
 18 ports”.

19 **SEC. 12. INFORMATION ON WEBSITES OF OFFICES OF IN-**  
 20 **SPECTORS GENERAL.**

21 (a) DEFINITION.—In this section the term “agency”  
 22 means a Federal agency as defined under section 11(5)  
 23 of the Inspector General Act of 1978 (5 U.S.C. App.).

24 (b) DIRECT LINKS TO INSPECTORS GENERAL OF-  
 25 FICES.—

1           (1) IN GENERAL.—Each agency shall establish  
 2           and maintain on the homepage of the website of that  
 3           agency, a direct link to the website of the Office of  
 4           the Inspector General of that agency.

5           (2) ACCESSIBILITY.—The direct link under  
 6           paragraph (1) shall be obvious and facilitate accessi-  
 7           bility to the website of the Office of the Inspector  
 8           General.

9           (c) REQUIREMENTS FOR INSPECTORS GENERAL  
 10          WEBSITES.—

11           (1) POSTING OF REPORTS AND AUDITS.—The  
 12          Inspector General of each agency shall—

13                   (A) not later than 1 day after any report  
 14                   or audit (or portion of any report or audit) is  
 15                   made publicly available, post that report or  
 16                   audit (or portion of that report or audit) on the  
 17                   website of the Office of the Inspector General;  
 18                   and

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

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

- 1 (ii) includes a summary of the find-
- 2 ings of the Inspector General; and
- 3 (iii) is in a format that—
- 4 (I) is searchable, sortable, and
- 5 downloadable; and
- 6 (II) facilitates printing by indi-
- 7 viduals of the public accessing the
- 8 website.

9 (2) OPTION TO RECEIVE RELATED INFORMA-  
 10 TION.—The Inspector General of each agency shall  
 11 provide a service on the website of the Office of the  
 12 Inspector General through which—

13 (A) an individual may elect to automati-  
 14 cally receive information (including subsequent  
 15 reports or audits) relating to any posted report  
 16 or audit (or portion of that report or audit) de-  
 17 scribed under paragraph (1)(A); and

18 (B) the Inspector General shall electroni-  
 19 cally transmit the information or notice of the  
 20 availability of the information to that individual  
 21 without further request.

22 (3) REPORTING OF WASTE, FRAUD, AND  
 23 ABUSE.—

24 (A) IN GENERAL.—The Inspector General  
 25 of each agency shall establish and maintain a

1 direct link on the homepage of the website of  
2 the Office of the Inspector General for individ-  
3 uals to report waste, fraud, and abuse.

4 (B) ANONYMITY.—The Inspector General  
5 of each agency shall take such actions as nec-  
6 essary to ensure the anonymity of any indi-  
7 vidual making a report under this paragraph.

8 (d) IMPLEMENTATION.—Not later than 180 days  
9 after the date of enactment of this Act, the head of each  
10 agency and the Inspector General of each agency shall im-  
11 plement this section.

○