

Statutory Notes and Related Subsidiaries

CHANGE OF NAME

“Government Publishing Office” substituted for “Government Printing Office” in pars. (1) and (3) and concluding provisions on authority of section 1301(b) of Pub. L. 113-235, set out as a note preceding section 301 of this title.

EFFECTIVE DATE

Pub. L. 100-504, title II, §206, Oct. 18, 1988, 102 Stat. 2532, provided that: “The provisions of this title and the amendments made by this title [enacting this chapter and provisions set out as notes under sections 101 and 3901 of this title] shall take effect 180 days after the date of the enactment of this title [Oct. 18, 1988].”

SHORT TITLE

For short title of title II of Pub. L. 100-504, which enacted this chapter, as the “Government Printing Office Inspector General Act of 1988”, see section 201 of Pub. L. 100-504, set out as a Short Title of 1988 Amendment note under section 101 of this title.

TRANSFER OF OFFICE

Pub. L. 100-504, title II, §203, Oct. 18, 1988, 102 Stat. 2531 transferred the office of the Government Printing Office referred to as the “Office of Inspector General”, and the functions, powers, duties, and certain personnel of that office, to the Office of Inspector General in the Government Printing Office.

PAYMENT AUTHORITY SUBJECT TO APPROPRIATIONS

Pub. L. 100-504, title II, §205, Oct. 18, 1988, 102 Stat. 2531, provided that: “Any authority to make payments under this title [enacting this chapter and provisions set out as notes under sections 101 and 3901 of this title] shall be effective only to such extent as provided in appropriations Acts.”

§ 3902. Appointment of Inspector General; supervision; removal; pay; limits on bonuses; counsel

(a) There shall be at the head of the Office of Inspector General, an Inspector General who shall be appointed by the Director of the Government Publishing Office without regard to political affiliation and solely on the basis of integrity and demonstrated ability in accounting, auditing, financial analysis, law, management analysis, public administration, or investigations. The Inspector General shall report to, and be under the general supervision of, the Director of the Government Publishing Office. The Director of the Government Publishing Office shall have no authority to prevent or prohibit the Inspector General from initiating, carrying out, or completing any audit or investigation, or from issuing any subpoena during the course of any audit or investigation.

(b)(1) The Inspector General may be removed from office, or transferred to another position within, or another location of, the Government Publishing Office, by the Director of the Government Publishing Office.

(2) Not later than 30 days before the Director removes or transfers the Inspector General under paragraph (1), the Director shall communicate in writing the reason for the removal or transfer to—

(A) the Committee on House Administration and the Committee on Appropriations of the House of Representatives; and

(B) the Committee on Rules and Administration and the Committee on Appropriations of the Senate.

(3) Nothing in this subsection shall prohibit a personnel action (except for removal or transfer) that is otherwise authorized by law.

(c)(1) The position of Inspector General shall be—

(A) classified as a position as a senior level employee, in accordance with this title; and

(B) have a rate of basic pay that is not less than the average rate of basic pay of all other senior level employees of the Government Publishing Office calculated on an annual basis.

(2) The Director of the Government Publishing Office shall establish the amount of the annual adjustment in the rate of basic pay for the Inspector General in an amount equal to the average of the annual adjustments in the rate of basic pay provided to all other senior level employees of the Government Publishing Office, consistent with this title.

(d) The Inspector General may not receive any cash award or cash bonus, including a cash award under chapter 45 of title 5.

(e) The Inspector General shall, in accordance with applicable laws and regulations governing selections, appointments, and employment at the Government Publishing Office, obtain legal advice from a counsel reporting directly to the Inspector General or another Inspector General.

(Added Pub. L. 100-504, title II, §202, Oct. 18, 1988, 102 Stat. 2530; amended Pub. L. 113-235, div. H, title I, §1301(c)(1), Dec. 16, 2014, 128 Stat. 2537; Pub. L. 116-94, div. P, title XVI, §1602(c)(1), Dec. 20, 2019, 133 Stat. 3211.)

Editorial Notes

AMENDMENTS

2019—Pub. L. 116-94, §1602(c)(1)(A), inserted “; pay; limits on bonuses; counsel” after “removal” in section catchline.

Subsec. (b). Pub. L. 116-94, §1602(c)(1)(B), added subsec. (b) and struck out former subsec. (b) which read as follows: “The Inspector General may be removed from office by the Director of the Government Publishing Office. The Director of the Government Publishing Office shall, promptly upon such removal, communicate in writing the reasons for any such removal to each House of the Congress.”

Subsecs. (c) to (e). Pub. L. 116-94, §1602(c)(1)(C), added subsecs. (c) to (e).

2014—Pub. L. 113-235 substituted “Director of the Government Publishing Office” for “Public Printer” wherever appearing.

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EFFECTIVE DATE

Section effective 180 days after Oct. 18, 1988, see section 206 of 100-504, set out as a note under section 3901 of this title.

§ 3903. Duties, responsibilities, authority, and reports

(a) Sections 404, 405, 406 (other than subsection (a)(7) and (8) thereof), and 407 of title 5 shall apply to the Inspector General of the Government Publishing Office and the Office of such Inspector General and such sections shall be applied to the Government Publishing Office and the Director of the Government Publishing Office by substituting—