AMENDMENT TO H.R. 2662, AS REPORTED
OFFERED BY M___.

Page 7, line 4, strike “OFFICES” and insert “OFFICE”.

Page 7, line 13, strike “ENTITIES” and insert “ENTITY”.

Page 7, after line 21, insert the following:

(e) Exception to Requirement to Submit Communication Relating to Certain Changes in Status.—

(1) Communication relating to change in status of inspector general of office.—Section 3(b) of the Inspector General Act of 1978 (5 U.S.C. App.), as amended by section 102(1), is further amended—

(A) in paragraph (1), by striking “If” and inserting “Except as provided in paragraph (3), if”; and

(B) by adding at the end the following:

“(3) If an Inspector General is placed on paid or unpaid non-duty status, the President may submit the communication described in paragraph (1)
to Congress later than 30 days before the Inspector General is placed on paid or unpaid non-duty status, but in any case not later than the date on which the placement takes effect, if—

“(A) the President determines that a delay in placing the Inspector General on paid or unpaid non-duty status would—

“(i) pose a threat to the Inspector General or others;

“(ii) result in the destruction of evidence relevant to an investigation; or

“(iii) result in loss of or damage to Government property;

“(B) in the communication, the President includes—

“(i) a specification of which clause the President relied on to make the determination under subparagraph (A);

“(ii) the substantive rationale, including detailed and case-specific reasons, for such determination;

“(iii) if the President relied on an inquiry to make such determination, an identification of each entity that is conducting, or that conducted, such inquiry; and
“(iv) if an inquiry described in clause (iii) is completed, the findings of that inquiry.

“(4) The President may not place an Inspector General on paid or unpaid non-duty status during the 30-day period preceding the date on which the Inspector General is removed or transferred under paragraph (1) unless the President—

“(A) determines that not placing the Inspector General on paid or unpaid non-duty status would—

“(i) pose a threat to the Inspector General or others;

“(ii) result in the destruction of evidence relevant to an investigation; or

“(iii) result in loss of or damage to Government property; and

“(B) on or before the date on which the placement takes effect, submits to the Committee in the House of Representatives and the Committee in the Senate that has jurisdiction over the Inspector General involved, the Committee on Oversight and Reform of the House of Representatives, and the Committee on Homeland Security and Governmental Affairs
of the Senate, a written communication that contains the following information—

“(i) a specification of which clause under subparagraph (A) the President relied on to make the determination under such subparagraph;

“(ii) the substantive rationale, including detailed and case-specific reasons, for such determination;

“(iii) if the President relied on an inquiry to make such determination, an identification of each entity that is conducting, or that conducted, such inquiry; and

“(iv) if an inquiry described in clause (iii) is completed, the findings of that inquiry.”.

(2) COMMUNICATION RELATING TO CHANGE IN STATUS OF INSPECTOR GENERAL OF DESIGNATED FEDERAL ENTITY.—Section 8G(e) of the Inspector General Act Inspector General Act of 1978 (5 U.S.C. App.) is amended—

(A) in paragraph (1), by striking “If” and inserting “Except as provided in paragraph (3), if”; and

(B) by adding at the end the following:
“(3) If an Inspector General is placed on paid
or unpaid non-duty status, the head of a designated
Federal entity may submit the communication de-
scribed in paragraph (1) to Congress later than 30
days before the Inspector General is placed on paid
or unpaid non-duty status, but in any case not later
than the date on which the placement takes effect, if—

“(A) the head determines that a delay in
placing the Inspector General on paid or unpaid
non-duty status would—

“(i) pose a threat to the Inspector
General or others;

“(ii) result in the destruction of evi-
dence relevant to an investigation; or

“(iii) result in loss of or damage to
Government property;

“(B) in the communication, the head in-
cludes—

“(i) a specification of which clause
under subparagraph (A) the head relied on
to make the determination under such sub-
paragraph;
“(ii) the substantive rationale, including detailed and case-specific reasons, for such determination;

“(iii) if the head relied on an inquiry to make such determination, an identification of each entity that is conducting, or that conducted, such inquiry; and

“(iv) if an inquiry described in clause (iii) is completed, the findings of that inquiry.

“(4) The head may not place an Inspector General on paid or unpaid non-duty status during the 30-day period preceding the date on which the Inspector General is removed or transferred under paragraph (1) unless the head—

“(A) determines that not placing the Inspector General on paid or unpaid non-duty status would—

“(i) pose a threat to the Inspector General or others;

“(ii) result in the destruction of evidence relevant to an investigation; or

“(iii) result in loss of or damage to Government property; and
“(B) on or before the date on which the placement takes effect, submits to the Committee in the House of Representatives and the Committee in the Senate that has jurisdiction over the Inspector General involved, the Committee on Oversight and Reform of the House of Representatives, and the Committee on Homeland Security and Governmental Affairs of the Senate, a written communication that contains the following information—

“(i) a specification of which clause under subparagraph (A) the head relied on to make the determination under such subparagraph;

“(ii) the substantive rationale, including detailed and case-specific reasons, for such determination;

“(iii) if the head relied on an inquiry to make such determination, an identification of each entity that is conducting, or that conducted, such inquiry; and

“(iv) if an inquiry described in clause (iii) is completed, the findings of that inquiry.”
Page 7, strike line 22 and all that follows through line 24 and insert the following:

(d) APPLICATION.—The amendments made by this section shall apply with respect to removals, transfers, and changes of status occurring on or after the date that is 30 days after the date of the enactment of this Act.

Page 29, line 20, strike “ESTABLISHMENT” and insert “OFFICE”.

Page 30, line 10, strike “is” and insert “, as amended by section 202(c)(2), is further”.

Page 30, line 12, strike “(3)” and insert “(5)”.

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