

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 1847
OFFERED BY MR. CUMMINGS OF MARYLAND**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Inspector General Pro-
3 tection Act”.

**4 SEC. 2. CONGRESSIONAL NOTIFICATION OF CHANGE IN
5 STATUS OF INSPECTOR GENERAL.**

6 (a) CHANGE IN STATUS OF INSPECTOR GENERAL OF
7 OFFICES.—Section 3(b) of the Inspector General Act of
8 1978 (5 U.S.C. App.) is amended—

9 (1) by inserting “, is placed on paid or unpaid
10 non-duty status,” after “is removed from office”;

11 (2) by inserting “, change in status,” after
12 “any such removal”; and

13 (3) by inserting “, change in status,” after “be-
14 fore the removal”.

15 (b) CHANGE IN STATUS OF INSPECTOR GENERAL OF
16 DESIGNATED FEDERAL ENTITIES.—Section 8G(e)(2) of
17 the Inspector General Act of 1978 (5 U.S.C. App.) is
18 amended—

1 (1) by inserting “, is placed on paid or unpaid
2 non-duty status,” after “office”;

3 (2) by inserting “, change in status,” after
4 “any such removal”; and

5 (3) by inserting “, change in status,” after “be-
6 fore the removal”.

7 (c) EFFECTIVE DATE.—The amendments made by
8 this section shall take effect 30 days after the date of the
9 enactment of this Act.

10 **SEC. 3. PRESIDENTIAL EXPLANATION OF FAILURE TO**
11 **NOMINATE AN INSPECTOR GENERAL.**

12 (a) IN GENERAL.—Subchapter III of chapter 33 of
13 title 5, United States Code, is amended by inserting after
14 section 3349d the following new section:

15 **“§ 3349e. Presidential explanation of failure to nomi-**
16 **nate an Inspector General**

17 “If the President fails to make a formal nomination
18 for a vacant Inspector General position that requires a for-
19 mal nomination by the President to be filled within the
20 period beginning on the date on which the vacancy oc-
21 curred and ending on the day that is 210 days after that
22 date, the President shall communicate, within 30 days
23 after the end of such period, to Congress in writing —

24 “(1) the reasons why the President has not yet
25 made a formal nomination; and

1 “(2) a target date for making a formal nomina-
2 tion.”.

3 (b) CLERICAL AMENDMENT.—The table of sections
4 for chapter 33 of title 5, United States Code, is amended
5 by inserting after the item relating to 3349d the following
6 new item:

“3349e. Presidential explanation of failure to nominate an Inspector General.”.

7 (c) EFFECTIVE DATE.—The amendment made by
8 subsection (a) shall take effect on the date of the enact-
9 ment of this Act and shall apply to any vacancy first oc-
10 ccurring on or after that date.

11 **SEC. 4. DETERMINATION OF BUDGETARY EFFECTS.**

12 The budgetary effects of this Act, for the purpose of
13 complying with the Statutory Pay-As-You-Go Act of 2010,
14 shall be determined by reference to the latest statement
15 titled “Budgetary Effects of PAYGO Legislation” for this
16 Act, submitted for printing in the Congressional Record
17 by the Chairman of the House Budget Committee, pro-
18 vided that such statement has been submitted prior to the
19 vote on passage.

