

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 4435
OFFERED BY MS. SPEIER OF CALIFORNIA**

At the end of title IX, insert the following new section:

1 **SEC. 924. PUBLIC RELEASE BY INSPECTORS GENERAL OF**
2 **REPORTS OF MISCONDUCT.**

3 (a) RELEASE OF INSPECTOR GENERAL OF THE DE-
4 PARTMENT OF DEFENSE ADMINISTRATIVE MISCONDUCT
5 REPORTS.—Section 141 of title 10, United States Code,
6 is amended by adding at the end the following new sub-
7 section:

8 “(c)(1) Within 60 days after issuing a final report,
9 the Inspector General of the Department of Defense shall
10 publicly release any reports of administrative investiga-
11 tions that confirm misconduct, including violations of Fed-
12 eral law and violations of policies of the Department of
13 Defense, of any member of the Senior Executive Service,
14 political appointee, or commissioned officer in the Armed
15 Forces in pay grades O–6 or above. In releasing the re-
16 ports, the Inspector General shall ensure that information
17 that would be protected under section 552 of title 5 (com-
18 monly known as the ‘Freedom of Information Act’), sec-

1 tion 552a of title 5 (commonly known as the ‘Privacy Act
2 of 1974’), or section 6103 of the Internal Revenue Code
3 of 1986 is not disclosed.

4 “(2) In this subsection, the term ‘political appointee’
5 means any individual who is—

6 “(A) employed in a position described under
7 sections 5312 through 5316 of title 5, United States
8 Code, (relating to the Executive Schedule);

9 “(B) a limited term appointee, limited emer-
10 gency appointee, or noncareer appointee in the Sen-
11 ior Executive Service, as defined under paragraphs
12 (5), (6), and (7), respectively, of section 3132(a) of
13 title 5, United States Code; or

14 “(C) employed in a position of a confidential or
15 policy-determining character under schedule C of
16 subpart C of part 213 of title 5 of the Code of Fed-
17 eral Regulations.”.

18 (b) RELEASE OF INSPECTOR GENERAL OF THE ARMY
19 ADMINISTRATIVE MISCONDUCT REPORTS.—Section 3020
20 of such title is amended by adding at the end the following
21 new subsection:

22 “(f)(1) Within 60 days after issuing a final report,
23 the Inspector General of the Army shall publicly release
24 any reports of administrative investigations that confirm
25 misconduct, including violations of Federal law and viola-

1 tions of policies of the Department of Defense, of any
2 member of the Senior Executive Service, political ap-
3 pointee, or commissioned officer in the Armed Forces in
4 pay grades O–6 or above. In releasing the reports, the In-
5 spector General shall ensure that information that would
6 be protected under section 552 of title 5 (commonly known
7 as the ‘Freedom of Information Act’), section 552a of title
8 5 (commonly known as the ‘Privacy Act of 1974’), or sec-
9 tion 6103 of the Internal Revenue Code of 1986 is not
10 disclosed.

11 “(2) In this subsection, the term ‘political appointee’
12 means any individual who is—

13 “(A) employed in a position described under
14 sections 5312 through 5316 of title 5, United States
15 Code, (relating to the Executive Schedule);

16 “(B) a limited term appointee, limited emer-
17 gency appointee, or noncareer appointee in the Sen-
18 ior Executive Service, as defined under paragraphs
19 (5), (6), and (7), respectively, of section 3132(a) of
20 title 5, United States Code; or

21 “(C) employed in a position of a confidential or
22 policy-determining character under schedule C of
23 subpart C of part 213 of title 5 of the Code of Fed-
24 eral Regulations.”.

1 (c) RELEASE OF NAVAL INSPECTOR GENERAL AD-
2 MINISTRATIVE MISCONDUCT REPORTS.—Section 5020 of
3 such title is amended by adding at the end the following
4 new subsection:

5 “(e)(1) Within 60 days after issuing a final report,
6 the Naval Inspector General shall publicly release any re-
7 ports of administrative investigations that confirm mis-
8 conduct, including violations of Federal law and violations
9 of policies of the Department of Defense, of any member
10 of the Senior Executive Service, political appointee, or
11 commissioned officer in the Armed Forces in pay grades
12 O–6 or above. In releasing the reports, the Naval Inspec-
13 tor General shall ensure that information that would be
14 protected under section 552 of title 5 (commonly known
15 as the ‘Freedom of Information Act’), section 552a of title
16 5 (commonly known as the ‘Privacy Act of 1974’), or sec-
17 tion 6103 of the Internal Revenue Code of 1986 is not
18 disclosed.

19 “(2) In this subsection, the term ‘political appointee’
20 means any individual who is—

21 “(A) employed in a position described under
22 sections 5312 through 5316 of title 5, United States
23 Code, (relating to the Executive Schedule);

24 “(B) a limited term appointee, limited emer-
25 gency appointee, or noncareer appointee in the Sen-

1 ior Executive Service, as defined under paragraphs
2 (5), (6), and (7), respectively, of section 3132(a) of
3 title 5, United States Code; or

4 “(C) employed in a position of a confidential or
5 policy-determining character under schedule C of
6 subpart C of part 213 of title 5 of the Code of Fed-
7 eral Regulations.”.

8 (d) RELEASE OF INSPECTOR GENERAL OF THE AIR
9 FORCE ADMINISTRATIVE MISCONDUCT REPORTS.—Sec-
10 tion 8020 of such title is amended by adding at the end
11 the following new subsection:

12 “(f)(1) Within 60 days after issuing a final report,
13 the Inspector General of the Air Force shall publicly re-
14 lease any reports of administrative investigations that con-
15 firm misconduct, including violations of Federal law and
16 violations of policies of the Department of Defense, of any
17 member of the Senior Executive Service, political ap-
18 pointee, or commissioned officer in the Armed Forces in
19 pay grades O–6 or above. In releasing the reports, the In-
20 specter General shall ensure that information that would
21 be protected under section 552 of title 5 (commonly known
22 as the ‘Freedom of Information Act’), section 552a of title
23 5 (commonly known as the ‘Privacy Act of 1974’), or sec-
24 tion 6103 of the Internal Revenue Code of 1986 is not
25 disclosed.

1 “(2) In this subsection, the term ‘political appointee’
2 means any individual who is—

3 “(A) employed in a position described under
4 sections 5312 through 5316 of title 5, United States
5 Code, (relating to the Executive Schedule);

6 “(B) a limited term appointee, limited emer-
7 gency appointee, or noncareer appointee in the Sen-
8 ior Executive Service, as defined under paragraphs
9 (5), (6), and (7), respectively, of section 3132(a) of
10 title 5, United States Code; or

11 “(C) employed in a position of a confidential or
12 policy-determining character under schedule C of
13 subpart C of part 213 of title 5 of the Code of Fed-
14 eral Regulations.”.

