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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2014	.	
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The Committee on Governmental Oversight and Accountability
(Hays) recommended the following:

Senate Amendment (with title amendment)

Delete lines 12 - 131

and insert:

Section 1. Subsection (1) and paragraph (e) of subsection
(2) of section 14.32, Florida Statutes, are amended to read:

14.32 Office of Chief Inspector General.—

(1) There is created in the Executive Office of the
Governor the Office of Chief Inspector General. The Chief
Inspector General is ~~shall be~~ responsible for promoting



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11 accountability, integrity, and efficiency in the agencies under
12 the jurisdiction of the Governor. The Chief Inspector General
13 shall be appointed by the Governor, subject to confirmation by
14 the Senate, and shall serve at the pleasure of the Governor.

15 (2) The Chief Inspector General shall:

16 (e) Coordinate complaint-handling activities with agencies
17 and provide for independent legal counsel for inspectors general
18 in agencies under the jurisdiction of the Governor.

19 Section 2. Subsections (2), (3), (5), (7), and (8) of
20 section 20.055, Florida Statutes, are amended to read:

21 20.055 Agency inspectors general.-

22 (2) The Office of Inspector General is ~~hereby~~ established
23 in each state agency to provide a central point for coordination
24 of and responsibility for activities that promote
25 accountability, integrity, and efficiency in government. ~~It~~
26 ~~shall be the duty and responsibility of~~ Each inspector general,
27 with respect to the state agency in which the office is
28 established, shall ~~to~~:

29 (a) Advise in the development of performance measures,
30 standards, and procedures for the evaluation of state agency
31 programs.

32 (b) Assess the reliability and validity of the information
33 provided by the state agency on performance measures and
34 standards, and make recommendations for improvement, if
35 necessary, before ~~prior to~~ submission of such information ~~these~~
36 ~~measures and standards to the Executive Office of the Governor~~
37 pursuant to s. 216.1827 ~~s. 216.0166(1)~~.

38 (c) Review the actions taken by the state agency to improve
39 program performance and meet program standards and make



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40 recommendations for improvement, if necessary.

41 (d) Provide direction for, supervise, and coordinate
42 audits, investigations, and management reviews relating to the
43 programs and operations of the state agency, except that when
44 the inspector general does not possess the qualifications
45 specified in subsection (4), the director of auditing shall
46 conduct such audits.

47 (e) Conduct, supervise, or coordinate other activities
48 carried out or financed by that state agency for the purpose of
49 promoting economy and efficiency in the administration of, or
50 preventing and detecting fraud and abuse in, its programs and
51 operations.

52 (f) Keep the ~~such~~ agency head and, for state agencies under
53 the jurisdiction of the Governor, the Chief Inspector General,
54 informed concerning fraud, abuses, and deficiencies relating to
55 programs and operations administered or financed by the state
56 agency, recommend corrective action concerning fraud, abuses,
57 and deficiencies, and report on the progress made in
58 implementing corrective action.

59 (g) Ensure effective coordination and cooperation between
60 the Auditor General, federal auditors, and other governmental
61 bodies with a view toward avoiding duplication.

62 (h) Review, as appropriate, rules relating to the programs
63 and operations of such state agency and make recommendations
64 concerning their impact.

65 (i) Ensure that an appropriate balance is maintained
66 between audit, investigative, and other accountability
67 activities.

68 (j) Comply with the General Principles and Standards for



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69 Offices of Inspector General as published and revised by the
70 Association of Inspectors General.

71 (3) (a) For state agencies under the jurisdiction of the
72 Governor, the inspector general shall be appointed by the Chief
73 Inspector General agency head. For all other state agencies
74 ~~under the direction of the Governor,~~ the inspector general shall
75 be appointed by the agency head. The agency head or Chief
76 Inspector General shall notify ~~appointment shall be made after~~
77 ~~notifying~~ the Governor ~~and the Chief Inspector General~~ in
78 writing, ~~at least 7 days prior to an offer of employment,~~ of his
79 or her ~~the agency head's~~ intention to hire the inspector general
80 at least 7 days before an offer of employment. The inspector
81 general shall be appointed without regard to political
82 affiliation.

83 (b) The ~~Each~~ inspector general shall report to and be under
84 the general supervision of the agency head and is ~~shall not be~~
85 subject to supervision by any other employee of the state agency
86 in which the office is established. In addition, for state
87 agencies under the jurisdiction of the Governor, the inspector
88 general shall report to the Chief Inspector General, and may
89 hire and remove staff within the office of the inspector general
90 in consultation with the Chief Inspector General but
91 independently of the agency ~~The inspector general shall be~~
92 ~~appointed without regard to political affiliation.~~

93 (c) 1. For state agencies under the jurisdiction of the
94 Governor, the ~~An~~ inspector general may be removed from office by
95 the Chief Inspector General for cause, including concerns
96 regarding performance, malfeasance, misfeasance, misconduct, or
97 failure to carry out his or her duties under this section ~~agency~~



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98 ~~head. The Chief Inspector General For agencies under the~~
99 ~~direction of the Governor, the agency head shall notify the~~
100 ~~Governor and the Chief Inspector General, in writing, of his or~~
101 ~~her the intention to terminate the inspector general at least 21~~
102 ~~7 days before prior to the removal. If the inspector general~~
103 ~~objects to the removal, the inspector general may present~~
104 ~~written objections to the agency head or the Governor within the~~
105 ~~21 day period.~~

106 2. For all other state agencies under the direction of the
107 Governor and Cabinet, the inspector general may be removed from
108 office by the agency head. The agency head shall notify the
109 Governor and Cabinet in writing of the intention to terminate
110 the inspector general at least 7 days prior to the removal.

111 (d) The Governor, the Governor and Cabinet, the agency
112 head, or agency staff may shall not prevent or prohibit the
113 inspector general from initiating, carrying out, or completing
114 any audit or investigation.

115 (e) The Office of Inspector General shall have its own
116 budget within the respective state agency, developed in
117 consultation with the Chief Inspector General, sufficient to
118 meet its mission.

119
120 ===== T I T L E A M E N D M E N T =====

121 And the title is amended as follows:

122 Delete lines 3 - 5

123 and insert:

124 14.32, F.S.; requiring that the Chief Inspector
125 General be confirmed by the Senate; requiring the
126 Chief Inspector General to provide independent legal



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127 counsel for specified state agencies; amending s.
128 20.055, F.S.; revising