

HB 371

2015

1 A bill to be entitled

2 An act relating to agency inspectors general; amending
3 s. 20.055, F.S.; providing additional hiring
4 requirements, employment qualifications, and terms of
5 employment for inspectors general and staff;
6 specifying additional records and personnel accessible
7 to inspectors general during an audit or
8 investigation; authorizing inspectors general to
9 administer oaths; requiring all personnel to comply
10 with requests of inspectors general under penalty of
11 loss of employment; clarifying that attorney-client
12 privilege is not waived when providing certain
13 information to inspectors general; amending s. 14.32,
14 F.S.; authorizing the Chief Inspector General to issue
15 and enforce subpoenas under certain circumstances;
16 providing an effective date.

17
18 Be It Enacted by the Legislature of the State of Florida:

19
20 Section 1. Section 20.055, Florida Statutes, is amended to
21 read:

22 20.055 Agency inspectors general.—

23 (1) As used in this section, the term:

24 (a) "Agency head" means the Governor, a Cabinet officer,
25 or a secretary or executive director as those terms are defined
26 in s. 20.03, the chair of the Public Service Commission, the

27 Director of the Office of Insurance Regulation of the Financial
28 Services Commission, the Director of the Office of Financial
29 Regulation of the Financial Services Commission, the board of
30 directors of the Florida Housing Finance Corporation, and the
31 Chief Justice of the State Supreme Court.

32 (b) "Entities contracting with the state" means for-profit
33 and not-for-profit organizations or businesses that have a legal
34 existence, such as corporations or partnerships, as opposed to
35 natural persons, which have entered into a relationship with a
36 state agency to provide for consideration certain goods or
37 services to the state agency or on behalf of the state agency.
38 The relationship may be evidenced by payment by warrant or
39 purchasing card, contract, purchase order, provider agreement,
40 or other such mutually agreed upon relationship. The term does
41 not apply to entities that are the subject of audits or
42 investigations conducted pursuant to ss. 112.3187-112.31895 or
43 s. 409.913 or which are otherwise confidential and exempt under
44 s. 119.07.

45 (c) "Individuals substantially affected" means natural
46 persons who have established a real and sufficiently immediate
47 injury in fact due to the findings, conclusions, or
48 recommendations of a final report of a state agency inspector
49 general, who are the subject of the audit or investigation, and
50 who do not have or are not currently afforded an existing right
51 to an independent review process. The term does not apply to
52 employees of the state, including career service, probationary,

53 other personal service, Selected Exempt Service, and Senior
54 Management Service employees; former employees of the state if
55 the final report of the state agency inspector general relates
56 to matters arising during a former employee's term of state
57 employment; or persons who are the subject of audits or
58 investigations conducted pursuant to ss. 112.3187-112.31895 or
59 s. 409.913 or which are otherwise confidential and exempt under
60 s. 119.07.

61 (d) "State agency" means each department created pursuant
62 to this chapter and the Executive Office of the Governor, the
63 Department of Military Affairs, the Fish and Wildlife
64 Conservation Commission, the Office of Insurance Regulation of
65 the Financial Services Commission, the Office of Financial
66 Regulation of the Financial Services Commission, the Public
67 Service Commission, the Board of Governors of the State
68 University System, the Florida Housing Finance Corporation, the
69 Agency for State Technology, and the state courts system.

70 (2) An ~~The~~ office of inspector general is established in
71 each state agency to provide a central point for coordination of
72 and responsibility for activities that promote accountability,
73 integrity, and efficiency in government. It is the duty and
74 responsibility of each inspector general, with respect to the
75 state agency in which the office is established, to:

76 (a) Advise in the development of performance measures,
77 standards, and procedures for the evaluation of state agency
78 programs.

79 (b) Assess the reliability and validity of the information
80 provided by the state agency on performance measures and
81 standards, and make recommendations for improvement, if
82 necessary, before submission of such information pursuant to s.
83 216.1827.

84 (c) Review the actions taken by the state agency to
85 improve program performance and meet program standards and make
86 recommendations for improvement, if necessary.

87 (d) Provide direction for, supervise, and coordinate
88 audits, investigations, and management reviews relating to the
89 programs and operations of the state agency, except that when
90 the inspector general does not possess the qualifications
91 specified in subsection (4), the director of auditing shall
92 conduct such audits.

93 (e) Conduct, supervise, or coordinate other activities
94 carried out or financed by that state agency for the purpose of
95 promoting economy and efficiency in the administration of, or
96 preventing and detecting fraud and abuse in, its programs and
97 operations.

98 (f) Keep the agency head or, for state agencies under the
99 jurisdiction of the Governor, the Chief Inspector General
100 informed concerning fraud, abuses, and deficiencies relating to
101 programs and operations administered or financed by the state
102 agency, recommend corrective action concerning fraud, abuses,
103 and deficiencies, and report on the progress made in
104 implementing corrective action.

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

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

111 (i) Ensure that an appropriate balance is maintained
112 between audit, investigative, and other accountability
113 activities.

114 (j) Comply with the General Principles and Standards for
115 Offices of Inspector General as published and revised by the
116 Association of Inspectors General.

117 (3) (a) 1. For state agencies under the jurisdiction of the
118 Cabinet or the Governor and Cabinet, the inspector general shall
119 be appointed by the agency head. For state agencies under the
120 jurisdiction of the Governor, the inspector general shall be
121 appointed by the Chief Inspector General. The agency head or
122 Chief Inspector General shall notify the Governor in writing of
123 his or her intention to hire the inspector general at least 7
124 days before an offer of employment. The inspector general shall
125 be appointed without regard to political affiliation.

126 2. Within 60 days after a vacancy or anticipated vacancy
127 in the position of inspector general, the agency head or, for
128 agencies under the jurisdiction of the Governor, the Chief
129 Inspector General, shall initiate a national search for an
130 inspector general and shall set the salary of the inspector

131 general. In the event of a vacancy in the position of inspector
132 general, the agency head or, for agencies under the jurisdiction
133 of the Governor, the Chief Inspector General, may appoint other
134 office of inspector general management personnel as interim
135 inspector general until such time as a successor inspector
136 general is appointed.

137 3. A former or current elected official may not be
138 appointed inspector general within 5 years after the end of such
139 individual's period of service. Notwithstanding this
140 restriction, employees of the office of inspector general who
141 have served in the office for 4 or more years may be considered
142 eligible for appointment to the position of inspector general. A
143 former or current elected official may not be appointed
144 inspector general within 5 years after that individual's period
145 of service. This restriction does not prohibit the reappointment
146 of a current inspector general.

147 4. Upon appointment as inspector general, an individual's
148 initial term shall be 5 years. Subsequent 5-year terms may be
149 renewed at the discretion of the agency head or, for agencies
150 under the jurisdiction of the Governor, the Chief Inspector
151 General. Notwithstanding this term of appointment, an inspector
152 general may be removed from office at the discretion of the
153 agency head or, for agencies under the jurisdiction of the
154 Governor, the Chief Inspector General, as provided in paragraph
155 (c).

156 (b) The inspector general shall report to and be under the

157 general supervision of the agency head and is not subject to
158 supervision by any other employee of the state agency in which
159 the office is established. For state agencies under the
160 jurisdiction of the Governor, the inspector general shall be
161 under the general supervision of the agency head, shall report
162 to the Chief Inspector General, and may hire and remove staff
163 within the office of the inspector general in consultation with
164 the Chief Inspector General but independently of the agency. An
165 office of inspector general may include, but not be limited to,
166 a division of investigations, a division of audit, or other
167 division as appropriate. The Chief Inspector General may hire or
168 retain legal counsel.

169 (c) For state agencies under the jurisdiction of the
170 Cabinet or the Governor and Cabinet, the inspector general may
171 be removed from office by the agency head. For state agencies
172 under the jurisdiction of the Governor, the inspector general
173 may only be removed from office by the Chief Inspector General
174 for cause, including concerns regarding performance,
175 malfeasance, misfeasance, misconduct, or failure to carry out
176 his or her duties under this section. The Chief Inspector
177 General shall notify the Governor in writing of his or her
178 intention to remove the inspector general at least 21 days
179 before the removal. For state agencies under the jurisdiction of
180 the Governor and Cabinet, the agency head shall notify the
181 Governor and Cabinet in writing of his or her intention to
182 remove the inspector general at least 21 days before the

183 removal. If the inspector general disagrees with the removal,
184 the inspector general may present objections in writing to the
185 Governor within the 21-day period.

186 (d) The Governor, the Governor and Cabinet, the agency
187 head, or agency staff may not prevent or prohibit the inspector
188 general from initiating, carrying out, or completing any audit
189 or investigation.

190 (4) (a) To ensure that state agency audits are performed in
191 accordance with applicable auditing standards, the inspector
192 general or the director of auditing within the inspector
193 general's office shall possess the following qualifications:

194 1.~~(a)~~ A bachelor's degree from an accredited college or
195 university with a major in accounting, or with a major in
196 business which includes five courses in accounting, and 5 years
197 of experience as an internal auditor or independent postauditor,
198 electronic data processing auditor, accountant, or any
199 combination thereof. The experience shall at a minimum consist
200 of audits of units of government or private business
201 enterprises, operating for profit or not for profit; ~~or~~

202 2.~~(b)~~ A master's degree in accounting, business
203 administration, or public administration from an accredited
204 college or university and 4 years of experience as required in
205 subparagraph 1. ~~paragraph (a);~~ or

206 3.~~(c)~~ A certified public accountant license issued
207 pursuant to chapter 473 or a certified internal audit
208 certificate issued by the Institute of Internal Auditors or

209 earned by examination, and 4 years of experience as required in
210 paragraph (a).

211 4. The inspector general shall possess at appointment, or
212 seek within the first year after appointment, a certification
213 from the Association of Inspectors General as a certified
214 inspector general. A well-qualified inspector general shall have
215 two or more other professional certifications, such as certified
216 inspector general investigator, certified inspector general
217 auditor, certified public accountant, certified internal
218 auditor, certified governmental financial manager, or certified
219 fraud examiner, or be a licensed attorney.

220 (b) The inspector general shall have special training and
221 experience in the administration and managing of programs for
222 prevention, examination, investigation, audit, detection,
223 elimination, and prosecution of fraud, corruption, waste,
224 mismanagement, or misconduct in the operation of government or
225 organizations. The inspector general shall be selected without
226 regard to political affiliation and on the basis of integrity,
227 leadership capability, and demonstrated ability in accounting,
228 auditing, financial analysis, law, management analysis, public
229 administration, investigation, criminal justice administration,
230 or other closely related field. In addition, the inspector
231 general should have demonstrated knowledge, skills, abilities,
232 and experience in conducting audits, investigations,
233 inspections, and performance reviews. A qualified candidate for
234 inspector general shall have a 4-year degree from an accredited

235 institution of higher learning or have at least 5 years of
 236 experience in at least one of the following areas:

- 237 1. Inspector general.
- 238 2. Local, state, or federal law enforcement officer.
- 239 3. Federal or state court judge.
- 240 4. Licensed attorney with expertise in the areas of audit
 241 and investigation of fraud, mismanagement, waste, corruption,
 242 and abuse of power.
- 243 5. Senior-level auditor or comptroller.
- 244 6. Supervisory experience in an office of inspector
 245 general or an investigative public agency similar to an office
 246 of inspector general.

247
 248 For agencies under the jurisdiction of the Governor, the Chief
 249 Inspector General may consider other credentials,
 250 certifications, education, and experience, as appropriate.

251 (c) In addition to the qualifications in paragraph (b), a
 252 qualified candidate shall have:

- 253 1. Managed and completed complex investigations involving
 254 allegations of fraud, waste, abuse, illegal acts, theft, public
 255 corruption, deception and conspiracy;
- 256 2. Demonstrated the ability to liaise with local, state,
 257 and federal law enforcement agencies and the judiciary; or
- 258 3. An advanced degree in law, accounting, public
 259 administration, or other relevant field.

260 (d) The inspector general may not hold, or be a candidate

261 for, an elective office while inspector general, and a current
 262 officer or employee of an office of inspector general may not
 263 hold, or be a candidate for, an elective office. The inspector
 264 general may not hold office in a political party or political
 265 committee, may not participate in a political campaign of any
 266 candidate for public office, and may not make a campaign
 267 contribution or campaign endorsement. An employee of an office
 268 of inspector general may not hold office in a political party or
 269 political committee, participate in a political campaign of a
 270 candidate for public office, or make a campaign contribution or
 271 campaign endorsement, while employed in the office of inspector
 272 general.

273 (5) In carrying out the auditing duties and
 274 responsibilities of this act, each inspector general shall
 275 review and evaluate internal controls necessary to ensure the
 276 fiscal accountability of the state agency. The inspector general
 277 shall conduct financial, compliance, electronic data processing,
 278 and performance audits of the agency and prepare audit reports
 279 of his or her findings. The scope and assignment of the audits
 280 shall be determined by the inspector general; however, the
 281 agency head may at any time request the inspector general to
 282 perform an audit of a special program, function, or
 283 organizational unit. The performance of the audit shall be under
 284 the direction of the inspector general, except that if the
 285 inspector general does not possess the qualifications specified
 286 in subsection (4), the director of auditing shall perform the

287 functions listed in this subsection.

288 (a) Such audits shall be conducted in accordance with the
289 current International Standards for the Professional Practice of
290 Internal Auditing as published by the Institute of Internal
291 Auditors, Inc., or, where appropriate, in accordance with
292 generally accepted governmental auditing standards. All audit
293 reports issued by internal audit staff shall include a statement
294 that the audit was conducted pursuant to the appropriate
295 standards.

296 (b) Audit workpapers and reports shall be public records
297 to the extent that they do not include information which has
298 been made confidential and exempt from the provisions of s.
299 119.07(1) pursuant to law. However, when the inspector general
300 or a member of the staff receives from an individual a complaint
301 or information that falls within the definition provided in s.
302 112.3187(5), the name or identity of the individual may not be
303 disclosed to anyone else without the written consent of the
304 individual, unless the inspector general determines that such
305 disclosure is unavoidable during the course of the audit or
306 investigation.

307 (c) The inspector general and the staff shall have access
308 to all records, information, data, reports, plans, projections,
309 matters, contracts, memoranda, correspondence, audits, reviews,
310 papers, books, documents, computer hard drives, e-mails, instant
311 messages, recommendations, and any other material of the agency,
312 agency head, or of an individual, partnership, corporation, or

313 organization related to any financial or official function of
314 state government that the inspector general deems necessary to
315 facilitate an investigation, audit, inspection, or performance
316 review. The inspector general shall have access to all employees
317 of the agency. At all times the inspector general shall have
318 access to a building or facility that is owned, operated, or
319 leased by a department, agency, board, or commission, or a
320 property held in trust to the state ~~to any records, data, and~~
321 ~~other information of the state agency he or she deems necessary~~
322 ~~to carry out his or her duties.~~ The inspector general may also
323 request such information or assistance as may be necessary from
324 the state agency or from any federal, state, or local government
325 entity.

326 (d)1. For purposes of an investigation, audit, inspection,
327 or performance review, the inspector general and staff
328 designated by the inspector general may administer oaths and
329 affirmations, compel witness attendance and testimony under
330 oath, take evidence, and require the production of any records
331 that the inspector general deems relevant or material to an
332 investigation, audit, inspection, or performance review.

333 2.a. In carrying out the provisions of this paragraph, the
334 inspector general shall have access to all records; reports;
335 audits; reviews; papers; books; documents; computer hard drives;
336 e-mails; instant messages; recommendations; correspondence,
337 including information relative to the purchase of supplies and
338 services or anticipated purchase of supplies and services from

339 any contractor by an agency, board, or commission; and other
340 data and material that is maintained by or available to the
341 agency, board, or commission that in any way relates to the
342 programs and operations with respect to which the inspector
343 general has duties and responsibilities.

344 b. The inspector general may request information,
345 cooperation, and assistance from an agency, special district,
346 board, or commission. Each person in charge of an agency,
347 special district, board, or commission shall furnish the
348 inspector general with such information, cooperation, and
349 assistance upon receipt of such request.

350 c. The inspector general shall have direct and prompt
351 access to the head of any agency, special district, board, or
352 commission when necessary for any purpose pertaining to the
353 performance of his or her duties and responsibilities. The
354 inspector general may require the attendance and testimony under
355 oath of persons and the production of all records, reports,
356 audits, inspections, reviews, papers, books, documents, computer
357 hard drives, e-mails, instant messages, recommendations,
358 correspondence, and other data and material relevant to a matter
359 under audit, investigation, inspection, or performance review.
360 Such summons shall be served in the same manner as a summons for
361 the production of documents in civil cases issued on behalf of
362 the state. Failure to appear in response to a subpoena, answer a
363 question, or produce information requested, or to knowingly give
364 false testimony during an investigation, audit, inspection, or

365 review shall be considered contempt of court and shall subject a
366 respondent to loss of employment with the agency, special
367 district, board, or commission.

368 d. It shall be the duty of every state officer, employee,
369 agency, special district, board, commission, contractor,
370 subcontractor, licensee, and applicant for certification of
371 eligibility for a contract or program, to cooperate with the
372 inspector general in any investigation, audit, inspection,
373 performance review, or hearing pursuant to this section. Each
374 contract, bid, proposal, and application or solicitation for a
375 contract shall contain a statement that the corporation,
376 partnership, or person understands and will abide by this
377 section. An employee, appointed officer, or elected official who
378 violates this section is subject to loss of employment.

379 e. Disclosure to an inspector general of communications
380 between an agency, special district, board, or commission and an
381 attorney representing the agency, special district, board, or
382 commission does not constitute a waiver of attorney-client
383 privilege.

384 (e)-(d) At the conclusion of each audit, the inspector
385 general shall submit preliminary findings and recommendations to
386 the person responsible for supervision of the program function
387 or operational unit who shall respond to any adverse findings
388 within 20 working days after receipt of the preliminary
389 findings. Such response and the inspector general's rebuttal to
390 the response shall be included in the final audit report.

391 (f)~~(e)~~ At the conclusion of an audit in which the subject
392 of the audit is a specific entity contracting with the state or
393 an individual substantially affected, if the audit is not
394 confidential or otherwise exempt from disclosure by law, the
395 inspector general shall, consistent with s. 119.07(1), submit
396 the findings to the entity contracting with the state or the
397 individual substantially affected, who shall be advised in
398 writing that they may submit a written response within 20
399 working days after receipt of the findings. The response and the
400 inspector general's rebuttal to the response, if any, must be
401 included in the final audit report.

402 (g)~~(f)~~ The inspector general shall submit the final report
403 to the agency head, the Auditor General, and, for state agencies
404 under the jurisdiction of the Governor, the Chief Inspector
405 General.

406 (h)~~(g)~~ The Auditor General, in connection with the
407 independent postaudit of the same agency pursuant to s. 11.45,
408 shall give appropriate consideration to internal audit reports
409 and the resolution of findings therein. The Legislative Auditing
410 Committee may inquire into the reasons or justifications for
411 failure of the agency head to correct the deficiencies reported
412 in internal audits that are also reported by the Auditor General
413 and shall take appropriate action.

414 (i)~~(h)~~ The inspector general shall monitor the
415 implementation of the state agency's response to any report on
416 the state agency issued by the Auditor General or by the Office

417 of Program Policy Analysis and Government Accountability. No
418 later than 6 months after the Auditor General or the Office of
419 Program Policy Analysis and Government Accountability publishes
420 a report on the state agency, the inspector general shall
421 provide a written response to the agency head or, for state
422 agencies under the jurisdiction of the Governor, the Chief
423 Inspector General on the status of corrective actions taken. The
424 inspector general shall file a copy of such response with the
425 Legislative Auditing Committee.

426 (j)~~(i)~~ The inspector general shall develop long-term and
427 annual audit plans based on the findings of periodic risk
428 assessments. The plan, where appropriate, should include
429 postaudit samplings of payments and accounts. The plan shall
430 show the individual audits to be conducted during each year and
431 related resources to be devoted to the respective audits. The
432 Chief Financial Officer, to assist in fulfilling the
433 responsibilities for examining, auditing, and settling accounts,
434 claims, and demands pursuant to s. 17.03(1), and examining,
435 auditing, adjusting, and settling accounts pursuant to s. 17.04,
436 may use audits performed by the inspectors general and internal
437 auditors. For state agencies under the jurisdiction of the
438 Governor, the audit plans shall be submitted to the Chief
439 Inspector General. The plan shall be submitted to the agency
440 head for approval. A copy of the approved plan shall be
441 submitted to the Auditor General.

442 (6) In carrying out the investigative duties and

443 responsibilities specified in this section, each inspector
444 general shall initiate, conduct, supervise, and coordinate
445 investigations designed to detect, deter, prevent, and eradicate
446 fraud, waste, mismanagement, misconduct, and other abuses in
447 state government. For these purposes, each inspector general
448 shall:

449 (a) Receive complaints and coordinate all activities of
450 the agency as required by the Whistle-blower's Act pursuant to
451 ss. 112.3187-112.31895.

452 (b) Receive and consider the complaints which do not meet
453 the criteria for an investigation under the Whistle-blower's Act
454 and conduct, supervise, or coordinate such inquiries,
455 investigations, or reviews as the inspector general deems
456 appropriate.

457 (c) Report expeditiously to the Department of Law
458 Enforcement or other law enforcement agencies, as appropriate,
459 whenever the inspector general has reasonable grounds to believe
460 there has been a violation of criminal law.

461 (d) Conduct investigations and other inquiries free of
462 actual or perceived impairment to the independence of the
463 inspector general or the inspector general's office. This shall
464 include freedom from any interference with investigations and
465 timely access to records and other sources of information.

466 (e) At the conclusion of each investigation in which the
467 subject of the investigation is a specific entity contracting
468 with the state or an individual substantially affected as

469 defined by this section, and if the investigation is not
470 confidential or otherwise exempt from disclosure by law, the
471 inspector general shall, consistent with s. 119.07(1), submit
472 findings to the subject that is a specific entity contracting
473 with the state or an individual substantially affected, who
474 shall be advised in writing that they may submit a written
475 response within 20 working days after receipt of the findings.
476 Such response and the inspector general's rebuttal to the
477 response, if any, shall be included in the final investigative
478 report.

479 (f) Submit in a timely fashion final reports on
480 investigations conducted by the inspector general to the agency
481 head, except for whistle-blower's investigations, which shall be
482 conducted and reported pursuant to s. 112.3189.

483 (7) (a) Except as provided in paragraph (b), each inspector
484 general shall, not later than September 30 of each year, prepare
485 an annual report summarizing the activities of the office during
486 the immediately preceding state fiscal year.

487 (b) The inspector general of the Florida Housing Finance
488 Corporation shall, not later than 90 days after the end of each
489 fiscal year, prepare an annual report summarizing the activities
490 of the office of inspector general during the immediately
491 preceding fiscal year.

492 (c) The final reports prepared pursuant to paragraphs (a)
493 and (b) shall be provided to the heads of the respective
494 agencies and, for state agencies under the jurisdiction of the

495 Governor, the Chief Inspector General. Such reports shall
496 include, but need not be limited to:

497 1. A description of activities relating to the
498 development, assessment, and validation of performance measures.

499 2. A description of significant abuses and deficiencies
500 relating to the administration of programs and operations of the
501 agency disclosed by investigations, audits, reviews, or other
502 activities during the reporting period.

503 3. A description of the recommendations for corrective
504 action made by the inspector general during the reporting period
505 with respect to significant problems, abuses, or deficiencies
506 identified.

507 4. The identification of each significant recommendation
508 described in previous annual reports on which corrective action
509 has not been completed.

510 5. A summary of each audit and investigation completed
511 during the reporting period.

512 (8) The inspector general in each state agency shall
513 provide to the agency head, upon receipt, all written complaints
514 concerning the duties and responsibilities in this section or
515 any allegation of misconduct related to the office of the
516 inspector general or its employees, if received from subjects of
517 audits or investigations who are individuals substantially
518 affected or entities contracting with the state, as defined in
519 this section. For state agencies under the jurisdiction of the
520 Governor, the inspector general shall also provide the complaint

521 to the Chief Inspector General.

522 (9) Each agency inspector general shall, to the extent
 523 both necessary and practicable, include on his or her staff
 524 individuals with electronic data processing auditing experience.

525 Section 2. Subsection (5) is added to section 14.32,
 526 Florida Statutes, to read:

527 14.32 Office of Chief Inspector General.—

528 (5) In exercising authority under this section, the Chief
 529 Inspector General or his or her designee may:

530 (a) Issue and serve subpoenas and subpoenas duces tecum to
 531 compel the attendance of witnesses and the production of
 532 documents, reports, answers, records, accounts, and other data
 533 in any medium.

534 (b) Require or permit a person to file a statement in
 535 writing, under oath or otherwise, as to all the facts and
 536 circumstances concerning the matter to be audited, examined, or
 537 investigated.

538
 539 In the event of noncompliance with a subpoena issued pursuant to
 540 this subsection, the Chief Inspector General may petition the
 541 circuit court of the county in which the person subpoenaed
 542 resides or has his or her principal place of business for an
 543 order requiring the subpoenaed person to appear and testify and
 544 to produce documents, reports, answers, records, accounts, or
 545 other data as specified in the subpoena.

546 Section 3. This act shall take effect July 1, 2015.