

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Richardson offered the following:

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3 **Amendment (with title amendment)**

4 Remove lines 35-77 and insert:

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6 (6) In carrying out the investigative duties and
7 responsibilities specified in this section, each inspector
8 general shall initiate, conduct, supervise, and coordinate
9 investigations designed to detect, deter, prevent, and eradicate
10 fraud, waste, mismanagement, misconduct, and other abuses in
11 state government. For these purposes, the Chief Inspector
12 General and each state agency shall have the following
13 functions, powers, and duties:

14 (a) To receive complaints and coordinate all activities of
15 the agency as required by the Whistle-blower's Act pursuant to
16 ss. 112.3187-112.31895.

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17 (b) To receive and consider the complaints which do not
18 meet the criteria for an investigation under the Whistle-
19 blower's Act and conduct, supervise, or coordinate such
20 inquiries, investigations, or reviews as the inspector general
21 deems appropriate.

22 (c) To report expeditiously to the Department of Law
23 Enforcement or other law enforcement agencies, as appropriate,
24 whenever the inspector general has reasonable grounds to believe
25 there has been a violation of criminal law.

26 (d) To conduct investigations and other inquiries free of
27 actual or perceived impairment to the independence of the
28 inspector general or the inspector general's office. This shall
29 include freedom from any interference with investigations and
30 timely access to records and other sources of information.

31 (e) To access any records, data, and other information of
32 a state agency he or she deems necessary to carry out his or her
33 duties pursuant to this section and to request such information
34 or assistance as may be necessary from a state agency or from
35 any federal, state, or local governmental entity.

36 (f) The Chief Inspector General may compel by subpoena the
37 production of all information, documents, reports, answers,
38 records, accounts, papers, and other data necessary in the
39 performance of the functions assigned by this section, which
40 subpoena, in the case of contumacy or refusal to obey, shall be
41 enforceable by order of any appropriate state court of competent
42 jurisdiction. Provided, that procedures other than subpoenas
43 shall be used by the Chief Inspector General to obtain documents
44 and information from state agencies, employees of state

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45 agencies, former employees of state agencies who have filed a
46 whistle-blower complaint pursuant to s. 112.31895, and immediate
47 family members of current or former employees of state agencies
48 who have filed a whistle-blower complaint pursuant to s.
49 112.31895.

50 ~~(g)(e)~~ To submit in a timely fashion final reports on
51 investigations conducted by the inspector general to the agency
52 head, except for whistle-blower's investigations, which shall be
53 conducted and reported pursuant to s. 112.3189.

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56 ===== T I T L E A M E N D M E N T =====

57 Remove lines 8-22, and insert:

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60 amending s. 20.055, F.S.; providing that the Chief
61 Inspector General and each state agency shall have certain
62 powers and perform certain functions and duties relative
63 to specified investigations; providing that the Chief
64 Inspector General and each state agency may access
65 specified records, data, and information of a state agency
66 and request information or assistance from a state agency
67 or any federal, state, or local governmental entity;
68 providing that the Chief Inspector General may compel the
69 production by subpoena of specified information,
70 documents, and other data necessary in the performance of
71 assigned functions; providing for the enforcement of
72 specified subpoenas; providing that procedures other than
subpoenas shall be used by the Chief Inspector General to

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HOUSE AMENDMENT

Bill No. HB 1681 CS

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73 | obtain documents and information from state agencies,
74 | employees of state agencies, former employees of state
75 | agencies who have filed a whistle-blower complaint, and
76 | immediate family members of current or former employees of
77 | state agencies who have filed a whistle-blower complaint;
78 | amending s. 112.3189, F.S.; providing

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