

By Senator Lawson

6-1639-06

1 A bill to be entitled
2 An act relating to the Office of Chief
3 Inspector General; amending s. 14.32, F.S.;
4 authorizing the Chief Inspector General to
5 compel by subpoena the production of certain
6 documents; requiring a state court of competent
7 jurisdiction to enforce compliance with a
8 subpoena; requiring the Chief Inspector General
9 to develop procedures outlining requirements
10 for issuing and enforcing subpoenas; requiring
11 that procedures other than subpoenas be used to
12 obtain documents from a state agency; providing
13 an effective date.

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15 Be It Enacted by the Legislature of the State of Florida:

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17 Section 1. Section 14.32, Florida Statutes, is amended
18 to read:

19 14.32 Office of Chief Inspector General.--

20 (1) There is created in the Executive Office of the
21 Governor the Office of Chief Inspector General. The Chief
22 Inspector General shall be responsible for promoting
23 accountability, integrity, and efficiency in the agencies
24 under the jurisdiction of the Governor. The Chief Inspector
25 General shall be appointed by and serve at the pleasure of the
26 Governor.

27 (2) The Chief Inspector General shall:

28 (a) Initiate, supervise, and coordinate
29 investigations, recommend policies, and carry out other
30 activities designed to deter, detect, prevent, and eradicate
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1 fraud, waste, abuse, mismanagement, and misconduct in
2 government.

3 (b) Investigate, upon receipt of a complaint or for
4 cause, any administrative action of any agency, the
5 administration of which is under the direct supervision of the
6 Governor, regardless of the finality of the administrative
7 action.

8 (c) Request such assistance and information as may be
9 necessary for the performance of the duties of the Chief
10 Inspector General.

11 (d) Examine the records and reports of any agency the
12 administration of which is under the direct supervision of the
13 Governor.

14 (e) Coordinate complaint-handling activities with
15 agencies.

16 (f) Coordinate the activities of the Whistle-blower's
17 Act pursuant to chapter 112 and maintain the whistle-blower's
18 hotline to receive complaints and information concerning the
19 possible violation of law or administrative rules,
20 mismanagement, fraud, waste, abuse of authority, malfeasance,
21 or a substantial or specific danger to the health, welfare, or
22 safety of the public.

23 (g) Report expeditiously to and cooperate fully with
24 the Department of Law Enforcement, the Department of Legal
25 Affairs, and other law enforcement agencies when there are
26 recognizable grounds to believe that there has been a
27 violation of criminal law or that a civil action should be
28 initiated.

29 (h) Act as liaison with outside agencies and the
30 Federal Government to promote accountability, integrity, and
31 efficiency in state government.

1 (i) Act as liaison and monitor the activities of the
2 inspectors general in the agencies under the Governor's
3 jurisdiction.

4 (j) Review, evaluate, and monitor the policies,
5 practices, and operations of the Executive Office of the
6 Governor.

7 (k) Conduct special investigations and management
8 reviews at the request of the Governor.

9 (3) The Chief Inspector General shall serve as the
10 inspector general for the Executive Office of the Governor.

11 (4) Pursuant to subsections (1), (2), and (3), the
12 Chief Inspector General may compel by subpoena the production
13 of all documents, reports, answers, records, accounts, papers,
14 and other data and documentary evidence, written or
15 electronic, necessary in the performance of the functions
16 assigned by this section. If a person refuses to obey a
17 subpoena, a state court of competent jurisdiction shall
18 enforce compliance with the subpoena by order. The Chief
19 Inspector General shall develop procedures outlining
20 requirements for issuing and enforcing subpoenas. However,
21 procedures other than subpoenas shall be used to obtain
22 documents and information from a state agency.

23 Section 2. This act shall take effect upon becoming a
24 law.

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27 SENATE SUMMARY

28 Authorizes the Chief Inspector General to compel by
29 subpoena the production of certain documents. Requires a
30 state court of competent jurisdiction to enforce
31 compliance with a subpoena. Requires the Chief Inspector
General to develop procedures outlining requirements for
issuing and enforcing subpoenas. Requires that procedures
other than subpoenas be used to obtain documents from a
state agency.