

CHAMBER ACTION

1 The State Administration Council recommends the following:

2
3 **Council/Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to agency inspectors general; creating s.
7 14.325, F.S.; providing definitions; providing legislative
8 intent; creating the Council on State Agency Inspectors
9 General; providing for the purpose and membership of the
10 council; providing duties and responsibilities of the
11 council; requiring the council to hold meetings at least
12 monthly; authorizing the council to develop
13 recommendations relating to inspector general
14 investigations; providing minimum requirements for the
15 recommendations developed by the council; providing
16 administrative support for the council; requiring the
17 council to issue a report on its findings; providing for
18 repeal of the section; providing an effective date.

19
20 Be It Enacted by the Legislature of the State of Florida:

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22 Section 1. Section 14.325, Florida Statutes, is created to
23 read:

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24 14.325 Council on State Agency Inspectors General.--
 25 (1) For purposes of this section:
 26 (a) "State agency" has the same meaning as defined in s.
 27 20.055(1)(a).
 28 (b) "Council" means the Council on State Agency Inspectors
 29 General, which is a council as defined in s. 20.03.
 30 (2) To enhance public trust in government and provide
 31 leadership in the promotion of accountability and integrity in
 32 state agencies, there is created the Council on State Agency
 33 Inspectors General in the Office of Chief Inspector General
 34 within the Executive Office of the Governor.
 35 (3) The council shall consist of five members:
 36 (a) The Chief Inspector General, who shall serve as chair.
 37 (b) Four inspectors general from other state agencies,
 38 appointed by the Governor or his or her designee.
 39 (4) A member of the council may not delegate his or her
 40 membership to a designee.
 41 (5) A quorum shall consist of at least three members.
 42 (6) The council shall convene at least monthly for the
 43 purpose of developing recommendations relating to the creation
 44 of an independent review process for state agency inspector
 45 general investigations and audits.
 46 (7) The state agency inspector general review process
 47 developed and recommended by the council shall, at a minimum:
 48 (a) Offer entities contracting with state agencies a
 49 meaningful opportunity to challenge in writing the findings,
 50 conclusions, and recommendations contained in a state agency
 51 inspector general's final report.

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52 (b) Specifically identify the entities entitled to submit
53 a response and identify the circumstances under which the
54 entity's response must be attached to the state agency inspector
55 general's final report.

56 (c) Provide for a hearing process entitling entities
57 contracting with state agencies to an opportunity to present to
58 the Chief Inspector General any additional material relevant to
59 the state agency inspector general's final report. The review
60 process must permit the Chief Inspector General to independently
61 investigate the state agency inspector general's report and the
62 original investigation.

63 (d) Identify ancillary issues to be addressed, including,
64 but not limited to, public records concerns, special conditions
65 for whistle-blower investigations, and exemptions for specific
66 categories of audits or investigations.

67 (8) On or before January 1, 2007, the council shall issue
68 a report to the Governor, the President of the Senate, and the
69 Speaker of the House of Representatives containing its
70 recommendations and proposed state agency inspector general
71 review process. The report may contain suggested statutory
72 amendments, proposals for administrative rulemaking to be
73 implemented pursuant to ss. 120.536(1) and 120.54, and any other
74 guidelines, procedures, and suggestions relevant to the creation
75 of a state agency inspector general review process.

76 (9) Administrative support for the council shall be
77 provided by the Office of Chief Inspector General.

78 (10) This section is repealed June 30, 2007.

79 Section 2. This act shall take effect July 1, 2006.