

Public Law 114–302
114th Congress

An Act

Dec. 16, 2016
[H.R. 5790]

To provide adequate protections for whistleblowers at the Federal Bureau of Investigation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Federal Bureau
of Investigation
Whistleblower
Protection
Enhancement
Act of 2016.
5 USC 101 note.

SECTION 1. SHORT TITLE.

This Act may be cited as the “Federal Bureau of Investigation Whistleblower Protection Enhancement Act of 2016”.

SEC. 2. PROHIBITED PERSONNEL PRACTICES IN THE FEDERAL BUREAU OF INVESTIGATION.

Section 2303(a) of title 5, United States Code, is amended by striking “any employee of the Bureau” and all that follows through “health or safety” and inserting the following: “an employee in, or applicant for, a position in the Bureau as a reprisal for a disclosure of information—

“(1) made—

“(A) in the case of an employee, to a supervisor in the direct chain of command of the employee, up to and including the head of the employing agency;

“(B) to the Inspector General;

“(C) to the Office of Professional Responsibility of the Department of Justice;

“(D) to the Office of Professional Responsibility of the Federal Bureau of Investigation;

“(E) to the Inspection Division of the Federal Bureau of Investigation;

“(F) as described in section 7211;

“(G) to the Office of Special Counsel; or

“(H) to an employee designated by any officer, employee, office, or division described in subparagraphs (A) through (G) for the purpose of receiving such disclosures; and

“(2) which the employee or applicant reasonably believes evidences—

“(A) any violation of any law, rule, or regulation; or

“(B) gross mismanagement, a gross waste of funds, an abuse of authority, or a substantial and specific danger to public health or safety”.

Approved December 16, 2016.

LEGISLATIVE HISTORY—H.R. 5790 (S. 2390):

HOUSE REPORTS: No. 114–835 (Comm. on Oversight and Government Reform).

SENATE REPORTS: No. 114–261 (Comm. on the Judiciary) accompanying S. 2390.

CONGRESSIONAL RECORD, Vol. 162 (2016):

Dec. 7, considered and passed House.

Dec. 9, considered and passed Senate.