

SB1301/473228/1

BY: Senator Pipkin

AMENDMENTS TO SENATE BILL 1301
(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 31, after “circumstances;” insert “establishing the Office of the Inspector General in the State Department of Transportation; providing for the authority, duties, and powers of the Office; specifying that the Inspector General be hired and appointed by the Office of the Attorney General and be subject to the authority of the Office of the Attorney General and the Department;”.

On page 6, after line 34, insert:

“BY adding to

Article – Transportation

Section 2–501 through 2–504 to be under the new subtitle “Subtitle 5. Office of the Inspector General”; and 5-415

Annotated Code of Maryland

(2008 Replacement Volume and 2011 Supplement)”.

On page 7, strike in their entirety lines 1 through 5, inclusive.

AMENDMENT NO. 2

On page 37, after line 1, insert:

“SUBTITLE 5. OFFICE OF THE INSPECTOR GENERAL.

2–501.

THERE IS AN OFFICE OF THE INSPECTOR GENERAL IN THE DEPARTMENT.

(Over)

2-502.

THE INSPECTOR GENERAL:

(1) SHALL BE HIRED AND APPOINTED BY THE OFFICE OF THE ATTORNEY GENERAL; AND

(2) IS SUBJECT TO THE JOINT AUTHORITY OF THE OFFICE OF THE ATTORNEY GENERAL AND THE DEPARTMENT.

2-503.

THE INSPECTOR GENERAL:

(1) MAY INVESTIGATE FRAUD, WASTE, AND ABUSE OF FUNDS IN THE DEPARTMENT;

(2) SHALL COORDINATE INVESTIGATIVE EFFORTS WITHIN THE DEPARTMENT AND COOPERATE WITH INVESTIGATIONS BY OTHER UNITS OF STATE GOVERNMENT OR FEDERAL AGENCIES AND, IF A PRELIMINARY INVESTIGATION OF FRAUD, WASTE, AND ABUSE OF FUNDS ESTABLISHES A SUFFICIENT BASIS TO WARRANT REFERRAL, REFER THE MATTER TO APPROPRIATE STATE OR FEDERAL ENFORCEMENT OFFICIALS; AND

(3) IN CARRYING OUT THE DUTIES UNDER ITEMS (1) AND (2) OF THIS SECTION, SHALL TAKE STEPS TO ENSURE THAT A PERSON SUBJECT TO THE JURISDICTION OF THE DEPARTMENT IS NOT SUBJECT TO DUPLICATIVE AUDITS.

2-504.

THE INSPECTOR GENERAL, IN COLLABORATION WITH THE APPROPRIATE AUTHORITY WITHIN THE DEPARTMENT, MAY TAKE NECESSARY STEPS TO RECOVER:

(1) FUNDS MISTAKENLY OR FRAUDULENTLY PAID BY OR OBTAINED FROM THE DEPARTMENT OR A PERSON SUBJECT TO THE JURISDICTION OF THE DEPARTMENT; AND

(2) ANY COSTS INCURRED IN RECOVERING THE FUNDS DESCRIBED IN ITEM (1) OF THIS SECTION.”