

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.

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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.

