

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
353	49 App.:1657-1.	Nov. 28, 1990, Pub. L. 101-641, § 5, 104 Stat. 4656.

In this section, the words “officer or employee” are substituted for “employee” for clarity and consistency in the revised title and with other titles of the United States Code.

In subsection (a), the words “Secretary of Transportation or the head of a component of the Department of Transportation” are substituted for “Department of Transportation, including any of its agencies” for consistency in the revised title and with other titles of the Code.

In subsection (b), the word “Secretary” is substituted for “Office of the Secretary of Transportation” for consistency in the revised title and with other titles of the Code. The words “within that agency” are omitted as unnecessary.

In subsection (c), the words “An officer or employee required to submit to toxicological testing may not assert” are substituted for “may not be asserted” for clarity.

§ 354. Investigative authority of Inspector General

(a) IN GENERAL.—The statutory authority of the Inspector General of the Department of Transportation includes authority to conduct, pursuant to Federal criminal statutes, investigations of allegations that a person or entity has engaged in fraudulent or other criminal activity relating to the programs and operations of the Department or its operating administrations.

(b) REGULATED ENTITIES.—The authority to conduct investigations referred to in subsection (a) extends to any person or entity subject to the laws and regulations of the Department or its operating administrations, whether or not they are recipients of funds from the Department or its operating administrations.

(Added and amended Pub. L. 108-168, § 8(a), (b)(1), Dec. 6, 2003, 117 Stat. 2034.)

CODIFICATION

The text of section 228 of Pub. L. 106-159, formerly set out as a note under section 4 of the Inspector General Act of 1978, Pub. L. 95-452, set out in the Appendix to Title 5, Government Organization and Employees, which was transferred to this section, redesignated as text of section, and amended by Pub. L. 108-168, § 8(a), (b)(1), was based on Pub. L. 106-159, title II, § 228, Dec. 9, 1999, 113 Stat. 1773.

AMENDMENTS

2003—Pub. L. 108-168 renumbered section 228 of Pub. L. 106-159 as this section and substituted “Investigative authority of Inspector General” for “DOT Authority” in section catchline. See Codification note above.

DEPOSIT OF FORFEITED FUNDS

Pub. L. 113-235, div. K, title I, Dec. 16, 2014, 128 Stat. 2724, provided in part: “That hereafter funds transferred to the Office of the Inspector General through forfeiture proceedings or from the Department of Justice Assets Forfeiture Fund or the Department of the Treasury Forfeiture Fund, as a participating agency, as an equitable share from the forfeiture of property in investigations in which the Office of Inspector General participates, or through the granting of a Petition for Remission or Mitigation, shall be deposited to the credit of this account [Office of Inspector General, Salaries

and Expenses] for law enforcement activities authorized under the Inspector General Act of 1978, as amended [5 U.S.C. App.], to remain available until expended.”

Similar provisions were contained in the following prior appropriation act:

Pub. L. 113-76, div. L, title I, Jan. 17, 2014, 128 Stat. 600.

CHAPTER 5—SPECIAL AUTHORITY

SUBCHAPTER I—POWERS

- Sec. 501. Definitions and application.
- 502. General authority.
- 503. Service of notice and process on certain motor carriers of migrant workers and on motor private carriers.
- 504. Reports and records.
- 505. Arrangements and public records.
- 506. Authority to investigate.
- 507. Enforcement.
- 508. Safety performance history of new drivers; limitation on liability.

SUBCHAPTER II—PENALTIES

- 521. Civil penalties.
- 522. Reporting and record keeping violations.
- 523. Unlawful disclosure of information.
- 524. Evasion of regulation of motor carriers.
- 525. Disobedience to subpoenas.¹
- 526. General criminal penalty when specific penalty not provided.

AMENDMENTS

1998—Pub. L. 105-178, title IV, § 4014(a)(2), June 9, 1998, 112 Stat. 411, added item 508.

1997—Pub. L. 105-102, § 2(1), Nov. 20, 1997, 111 Stat. 2204, struck out “DUTIES AND” before “POWERS” in item for heading of subchapter I.

SUBCHAPTER I—POWERS

AMENDMENTS

1997—Pub. L. 105-102, § 2(2), Nov. 20, 1997, 111 Stat. 2204, struck out “AND” before “POWERS”.

1995—Pub. L. 104-88, title III, § 308(c)(1), Dec. 29, 1995, 109 Stat. 947, struck out “DUTIES” before “AND”.

§ 501. Definitions and application

(a) In this chapter—

(1) the definitions in sections 10102 and 13102 of this title apply.

(2) “migrant worker” has the same meaning given that term in section 31501 of this title.

(3) “motor carrier of migrant workers” means a motor carrier of migrant workers subject to the jurisdiction of the Secretary of Transportation under section 31502(c) of this title.

(b) APPLICATION.—This chapter only applies in carrying out sections 20302(a)(1)(B) and (C), (2), and (3), (c), and (d)(1) and 20303 and chapters 205 (except section 20504(b)), 211, 213 (in carrying out those sections and chapters), and 315 of this title.

(Pub. L. 97-449, § 1(b), Jan. 12, 1983, 96 Stat. 2431; Pub. L. 98-216, § 2(2), Feb. 14, 1984, 98 Stat. 5; Pub. L. 102-548, § 2(c), Oct. 28, 1992, 106 Stat. 3648; Pub. L. 103-272, §§ 4(j)(11)(A), 5(m)(9), July 5, 1994, 108 Stat. 1368, 1376; Pub. L. 104-88, title III, § 308(c)(2), Dec. 29, 1995, 109 Stat. 947.)

¹ Section catchline amended by Pub. L. 112-141 without corresponding amendment of chapter analysis.