

A Report To Congress From The Office of Special Counsel

Fiscal Year 1985

§ 1206. Authority and responsibilities of the Special Counsel

(a) (1) The Special Counsel shall receive any allegation of a prohibited personnel practice and shall investigate the allegation to the extent necessary to determine whether there are reasonable grounds to believe that a prohibited personnel practice has occurred, exists, or is to be taken.

(2) If the Special Counsel terminates an investigation under paragraph (1) of this subsection, the Special Counsel shall prepare and transmit to the person on whose allegation the investigation was initiated a written statement containing the person's statement of the investigation and the reasons therefor.

(3) In addition to authority granted in paragraph (1) of this subsection, the Special Counsel may, in the course of an investigation, conduct an investigation for the purpose of determining whether there are reasonable grounds to believe that a prohibited personnel practice has occurred, exists, or is to be taken.

(b) (1) In any case involving

(A) any disclosure of information by an employee or applicant to an employer or by an employee or applicant to a reasonably believes evidences--

violation of a law, rule, or regulation, or
management, or waste of funds, an abuse
of authority, or a substantial and specific danger to public
health or safety;

if the disclosure is specifically prohibited by law and if the
information is not lawfully required by executive order to be
kept secret in the interest of national defense or the conduct of
foreign affairs; or

(B) a disclosure by an employee or applicant for employment to the Special Counsel of the Merit Systems Protection Board, or to the Inspector General of an agency or another employee designated by the head of the agency to receive such disclosures of information which the employee or applicant rea-

The Office of the Special Counsel
United States Merit Systems Protection Board