

## PROPOSAL ADOPTED BY ERB ON DECEMBER 21, 2016

### ARTICLE XIII. OFFICE OF INSPECTOR GENERAL (OIG)

#### City Code Sec. 2-1120. Office of Inspector General

##### **(6) Organizational placement.**

(a) The office of the Inspector General shall be considered a city law enforcement agency for the purposes of this chapter, but shall not be a police force.

1. Pursuant to section 4-502(2)(a) of the Home Rule Charter of the city, upon the request of the Inspector General, the superintendent of police shall deputize investigative employees of the Office of Inspector General with limited police powers. Such deputies shall not be granted arrest power, and shall be deputized solely for the purpose of carrying out the duties of the Office of Inspector General and only in connection with the investigation of a matter within the purview of the Office of Inspector General .

(b) The Office of Inspector General shall be at all times operationally independent from the legislative and executive branches of the city government, including the Council of the City of New Orleans, and the office of the mayor.

1. "Operationally independent" shall be defined as "not prevented, impaired, or prohibited from initiating, carrying out, or completing any audit, investigation, inspection or performance review."
2. For the purposes of performing the duties, powers, and functions of this section, legal counsel may be retained by the ethics review board who may, upon request of the Office of Inspector General , provide legal advice and representation on behalf of the Office of Inspector General.

(c) The Office of Inspector General is authorized and encouraged to work cooperatively with the Ethics Review Board in carrying out its functions and duties as laid out in this section. Upon request of the Ethics Review Board, the Office of Inspector General may conduct preliminary inquiries or investigations on behalf of the Ethics Review Board. The Office of Inspector General may also file and ~~prosecute~~present formal charges to the Ethics Review Board for adjudication when there exists probable cause of a ~~alleging~~ violations of the City of New Orleans Code of Ethics. ~~Such formal charges shall be adjudicated by the Ethics Review Board.~~