

Public Comment from Senior Fellow Richard Pierce on *Regulatory Enforcement Manuals*:

I have a proposed addition to the proposed recommendations. I propose a new 2b that states:

“Identify the person or office in the agency that is empowered to receive, and potentially to act on, any complaint that the agency personnel who are conducting the investigation are engaging in unlawful or inappropriate conduct.”

Many regulated firms complain about the ways that agencies conduct investigations. I do not share their general criticisms of agency investigations, but all agencies should recognize that there is always the potential for an agency investigator to engage in unlawful or inappropriate behavior. They should provide a mechanism to receive and potentially to act on complaints of misbehavior.