STAND. COM. REP. NO. 2970

Honolulu, Hawaii

MAR 2 3 2012

RE: H.B. No. 1181

H.D. 1

Honorable Shan S. Tsutsui President of the Senate Twenty-Sixth State Legislature Regular Session of 2012 State of Hawaii

Sir:

Your Committees on Public Safety, Government Operations, and Military Affairs and Judiciary and Labor, to which was referred H.B. No. 1181, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO GOVERNMENT,"

beg leave to report as follows:

The purpose and intent of this measure is to bring Hawaii's laws relating to false claims against the State and the counties into compliance with the federal False Claims Act.

Your Committees received testimony in support of this measure from the Department of the Attorney General.

Your Committees find that this measure allows any employee, contractor, or agent to be entitled to all relief necessary to make that employee, contractor, or agent whole, if that employee, contractor, or agent is discharged, demoted, suspended, threatened, harassed, or in any other manner discriminated against in the terms and conditions of employment, contract, or agency relationship because of lawful acts done by the employee, contractor, agent or associated others in furtherance of a qui tam action.

This measure ensures that Hawaii's laws comply with the federal False Claims Act. According to testimony of the Attorney General, this measure enables the State to continue to retain an additional ten percent of any civil recovery in cases involving federal programs.

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As affirmed by the records of votes of the members of your Committees on Public Safety, Government Operations, and Military Affairs and Judiciary and Labor that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1181, H.D. 1, and recommend that it pass Second Reading and be referred to the Committee on Ways and Means.

Respectfully submitted on behalf of the members of the Committees on Public Safety, Government Operations, and Military Affairs and Judiciary and Labor,

CLAYTON HEE, Chair

WILL ESPERO. Chair

## The Senate Twenty-Sixth Legislature State of Hawai'i

## Record of Votes Committee on Public Safety, Government Operations, and Military Affairs PGM

Bill / Resolution No.:* Committee		Dat	te:				
HB 1181, HD1 PGM/JDL, WAM G/21/12							
The committee is reconsidering its previous decision on this measure.							
If so, then the previous decision was to:							
The Recommendation is:							
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313							
Members	Aye	Aye (WR)	Nay	Excused			
ESPERO, Will (C)	<b>V</b>			,			
KIDANI, Michelle N. (VC)							
BAKER, Rosalyn H.							
RYAN, Pohai			1 <u>- 1</u> 1 <u>2.</u> 1				
SLOM, Sam							
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TOTAL	3			V			
Recommendation:  Adopted  Not Adopted							
Chair's or Designee's Signature:							
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\*Only one measure per Record of Votes

## The Senate Twenty-Sixth Legislature State of Hawaiʻi

## Record of Votes Committee on Judiciary and Labor JDL

Bill / Resolution No.:*	Committee Referral: Date: 3/21/12							
HB1181, HD1	PGM/JDL, WAM							
The committee is reconsidering its previous decision on this measure.								
If so, then the previous decision was to:								
The Recommendation is:								
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313								
Members		Aye	Aye (WR)	Nay	Excused			
HEE, Clayton (C)		V						
SHIMABUKURO, Maile (VC)					~			
GABBARD, Mike								
IHARA, Jr., Les					-			
SLOM, Sam								
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TOTAL		3	0	0	2			
Recommendation:  Adopted  Not Adopted								
Chair's or Designee's Signature:								
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Revised: 01/20/11

<sup>\*</sup>Only one measure per Record of Votes