

STAND. COM. REP. NO.

1519

Honolulu, Hawaii

MAR 21 , 2019

RE: S.B. No. 1176
S.D. 2
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 1176, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO FALSE CLAIMS TO THE STATE,"

begs leave to report as follows:

The purpose of this measure is to amend Hawaii's False Claims Act to meet the requirements of Section 1909 of the federal Social Security Act, which provides a financial incentive for states that enact false claims laws in conformity with federal law. Specifically, this measure:

- (1) Increases the penalty amounts for false claims to the State to a minimum of \$11,463 and a maximum of \$22,363; and
- (2) Requires the state penalty amounts for the year 2020 and thereafter to be the same as, and for the same effective dates as, the federal penalty amounts adjusted and adopted by the United States Department of Justice.

The Department of the Attorney General and an individual testified in support of this measure.

SB1176 HD1 HSCR JUD HMS 2019-3238



Your Committee has amended this measure by:

- (1) Changing the maximum penalty amount to \$22,927 to match the 2019 penalty amount under the Federal False Claims Act; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1176, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1176, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary,



CHRIS LEE, Chair



