

S 995

A bill to amend chapter 23 of title 5, United States Code, to clarify the disclosures of information protected from prohibited personnel practices, require a statement in non-disclosure policies, forms, and agreements that such policies, forms and agreements conform with certain disclosure protections, provide certain authority for the Special Counsel, and for other purposes.

**Congress:** 107 (2001–2003, Ended)  
**Chamber:** Senate  
**Policy Area:** Government Operations and Politics  
**Introduced:** Jun 7, 2001

**Current Status:** Committee on Environment and Public Works. Hearings held. Hearings printed: S.Hrg. 107-955.  
**Latest Action:** Committee on Environment and Public Works. Hearings held. Hearings printed: S.Hrg. 107-955. (Mar 6, 2002)  
**Official Text:** <https://www.congress.gov/bill/107th-congress/senate-bill/995>

Sponsor

**Name:** Sen. Akaka, Daniel K. [D-HI]  
**Party:** Democratic • **State:** HI • **Chamber:** Senate

Cosponsors (5 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Grassley, Chuck [R-IA]	R · IA		Jun 7, 2001
Sen. Levin, Carl [D-MI]	D · MI		Jun 7, 2001
Sen. Durbin, Richard J. [D-IL]	D · IL		Jul 26, 2001
Sen. Smith, Bob [R-NH]	R · NH		Jul 11, 2002
Sen. Leahy, Patrick J. [D-VT]	D · VT		Sep 5, 2002

Committee Activity

Committee	Chamber	Activity	Date
Environment and Public Works Committee	Senate	Hearings By (full committee)	Mar 6, 2002
Homeland Security and Governmental Affairs Committee	Senate	Hearings By (subcommittee)	Jul 25, 2001

Subjects & Policy Tags

Policy Area:

Government Operations and Politics

Related Bills

Bill	Relationship	Last Action
107 HR 2588	Identical bill	<b>Feb 28, 2002:</b> Sponsor introductory remarks on measure. (CR E240)

## Summary (as of Jun 7, 2001)

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Amends civil service provisions to prohibit taking or failing to take any personnel action with respect to an employee or applicant because of: (1) any disclosure by the employee or applicant, without restriction as to the time, place, form, motive, context, or prior disclosure, including a disclosure made in the ordinary course of an employee's duties that such employee or applicant reasonably believes is credible evidence of any violation of law, gross mismanagement, abuse of authority, or a danger to public health or safety; (2) a disclosure made to the Special Counsel, the Inspector General of an agency, or another employee designated by that agency to receive such disclosures, without such restriction or disclosure; or (3) a disclosure that is made by the employee or applicant of information required by law or executive order to be kept secret that the employee or applicant reasonably believes is credible evidence of any such violation, or a false statement to Congress on an issue of material fact that is made to a member of the congressional committee having primary oversight of the agency to which the disclosed information relates, to any other Member of Congress authorized to receive information of the type disclosed, or to a Federal or congressional employee who has the appropriate security clearance for access to the information disclosed.

Prohibits the implementation or enforcement of nondisclosure policies, forms, and agreements that do not state that such policies do not supersede, conflict with, or otherwise alter Federal employee obligations, rights, or liabilities.

Permits representation by attorneys for the Office of the Special Counsel in civil actions brought in connection with such disclosures of information or provisions relating to political activities. Allows the Special Counsel to obtain judicial review of any final order or decision of the Merit Systems Protection Board with respect to a case concerning such a disclosure or provision.

## Actions Timeline

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- **Mar 6, 2002:** Committee on Environment and Public Works. Hearings held. Hearings printed: S.Hrg. 107-955.
- **Jul 25, 2001:** Committee on Governmental Affairs Subcommittee on International Security, Proliferation and Federal Services. Hearings held. With printed Hearing: S.Hrg. 107-160.
- **Jun 21, 2001:** Committee on Governmental Affairs referred to Subcommittee on International Security, Proliferation and Federal Services.
- **Jun 7, 2001:** Introduced in Senate
- **Jun 7, 2001:** Sponsor introductory remarks on measure. (CR S5970-5971)
- **Jun 7, 2001:** Read twice and referred to the Committee on Governmental Affairs. (text of measure as introduced: CR S5971-5972)