

S 2428

False Claims Amendments Act of 2021

Congress: 117 (2021–2023, Ended)

Chamber: Senate

Policy Area: Government Operations and Politics

Introduced: Jul 22, 2021

Current Status: Placed on Senate Legislative Calendar under General Orders. Calendar No. 166.

Latest Action: Placed on Senate Legislative Calendar under General Orders. Calendar No. 166. (Nov 16, 2021)

Official Text: <https://www.congress.gov/bill/117th-congress/senate-bill/2428>

Sponsor

Name: Sen. Grassley, Chuck [R-IA]

Party: Republican • **State:** IA • **Chamber:** Senate

Cosponsors (4 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Durbin, Richard J. [D-IL]	D · IL		Jul 22, 2021
Sen. Kennedy, John [R-LA]	R · LA		Jul 22, 2021
Sen. Leahy, Patrick J. [D-VT]	D · VT		Jul 22, 2021
Sen. Wicker, Roger F. [R-MS]	R · MS		Jul 22, 2021

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Reported By	Nov 16, 2021

Subjects & Policy Tags

Policy Area:

Government Operations and Politics

Related Bills

No related bills are listed.

False Claims Amendments Act of 2021

This bill revises procedures under the False Claims Act (FCA), a law that rewards whistleblowers (known as relators) who bring claims on behalf of the government by allowing them to share in the recovery in cases where the government recovers funds lost to fraud.

To be recoverable under the FCA, a fraud must meet, among other conditions, standards for materiality. In determining materiality, the decision of the government to forego a refund or to pay a claim despite actual knowledge of fraud or falsity shall not be considered dispositive if other reasons exist for that decision with respect to such refund or payment.

In dismissing an action over the objections of the relator, the government must identify a valid government purpose and a rational relation between dismissal and accomplishment of the purpose. The relator must have the opportunity to show that the dismissal is fraudulent, arbitrary and capricious, or contrary to law.

The bill extends relief from retaliatory actions to former employees.

The Government Accountability Office must report on the effectiveness of the FCA.

Actions Timeline

- **Nov 16, 2021:** Committee on the Judiciary. Reported by Senator Durbin with an amendment in the nature of a substitute. Without written report.
- **Nov 16, 2021:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 166.
- **Oct 28, 2021:** Committee on the Judiciary. Ordered to be reported with an amendment in the nature of a substitute favorably.
- **Jul 22, 2021:** Introduced in Senate
- **Jul 22, 2021:** Read twice and referred to the Committee on the Judiciary.