

SENATE FILE NO. SF0050

Collection of state financial obligations.

Sponsored by: Joint Revenue Interim Committee

A BILL

for

1 AN ACT relating to financial obligations owed to the state;
2 specifying that a fee may be assessed for a state financial
3 obligation that is submitted to a collection agency to
4 cover the costs of collection; and providing for an
5 effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 9-1-415(a) and 39-15-107(b)(x) are
10 amended to read:

11

12 **9-1-415. Collection of debts due the state; discharge**
13 **of uncollectible debts.**

14

15 (a) Except as provided in subsections (e) and (f) of
16 this section, any office or agency of the state may use the

1 services of a collection agency licensed in Wyoming to
2 assist in the collection of debts due the state or any
3 state office or agency. Any person owing a debt submitted
4 to a collection agency under this section may be assessed a
5 fee in an amount necessary to cover the cost of collection,
6 not to exceed twenty percent (20%) of the debt owed. The
7 collection agency shall collect the fee with the debt that
8 is submitted for collection.

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10 **39-15-107. Compliance; collection procedures.**

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12 (b) Payment. The following shall apply:

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14 (x) The department may enter into contracts with
15 collection agencies for required collection services on
16 deficiencies of sales tax occurring under W.S. 39-15-101
17 through 39-15-111 from and after the reporting period of
18 January, 1989. Any taxes ~~collected~~ recovered by the
19 collection agencies and remitted to the department shall be
20 distributed in accordance with W.S. 39-15-111(b). ~~There is~~
21 ~~continuously appropriated from the general fund, to the~~
22 ~~department, an amount equal to the cost of collection under~~
23 ~~each contract but not to exceed fifty percent (50%) of the~~

1 ~~amounts collected by collection agencies, under a contract.~~
2 ~~The department shall expend those funds appropriated solely~~
3 ~~for collection agency services and may authorize in the~~
4 ~~contracts for those services that collection agency costs~~
5 ~~be deducted from funds collected and~~ Any person owing a tax
6 submitted to a collection agency may be assessed a fee in
7 an amount necessary to cover the cost of collection, not to
8 exceed twenty percent (20%) of the tax owed, as provided in
9 W.S. 9-1-415(a). The collection agency shall collect the
10 fee with the tax that is submitted for collection and the
11 amount collected as a fee may be deducted from funds
12 remitted to the department. The contracts entered into
13 under this paragraph shall not be for a term of more than
14 two (2) years and shall be awarded only after competition;

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16 **Section 2.** This act is effective July 1, 2018.

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18 (END)