



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-1418/P1
JK:jld

DOA:.....Wimmer, BB0254 - Agency debt collection agreements with DOR
FOR 2017-2019 BUDGET -- NOT READY FOR INTRODUCTION

AN ACT ...; **relating to:** the budget.

Analysis by the Legislative Reference Bureau

TAXATION

OTHER TAXATION

Current law requires a state agency to enter into an agreement with DOR to have DOR collect debts owed to the agency that are more than 90 days past due, except under certain circumstances. This bill requires an agency to exclude certain debts from collection if the agency receives written notice from DOA or DOR identifying the specific debts for exclusion.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 71.93 (8) (b) 1. of the statutes is amended to read:

71.93 (8) (b) 1. Except as provided in subd. 2., a state agency and the department of revenue shall enter into a written agreement to have the department

collect any amount owed to the state agency that is more than 90 days past due, unless negotiations between the agency and debtor are actively ongoing, the debt is the subject of legal action or administrative proceedings, ~~or~~ the agency determines that the debtor is adhering to an acceptable payment arrangement, or the agency receives written notice from the secretary of administration or the secretary of revenue identifying specific debts to be excluded from the agreement. At least 30 days before the department pursues the collection of any debt referred by a state agency, either the department or the agency shall provide the debtor with a written notice that the debt will be referred to the department for collection. The department may collect amounts owed, pursuant to the written agreement, from the debtor in addition to offsetting the amounts as provided under sub. (3). The department shall charge each debtor whose debt is subject to collection under this paragraph a collection fee and that amount shall be credited to the appropriation under s. 20.566 (1) (h).

SECTION 2. 71.93 (8) (b) 3. of the statutes is repealed.

(END)