

1 AMENDMENT TO HOUSE BILL 5150

2 AMENDMENT NO. _____. Amend House Bill 5150, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Illinois State Collection Act of 1986
6 is amended by changing Section 8 as follows:

7 (30 ILCS 210/8) (from Ch. 15, par. 158)

8 Sec. 8. Debt Collection Board. There is created a Debt
9 Collection Board consisting of the Director of Central
10 Management Services as chairman, the State Comptroller, and
11 the Attorney General, or their respective designees. The
12 Board shall establish a centralized collections service to
13 undertake further collection efforts on delinquent accounts
14 or claims of the State which have not been collected through
15 the reasonable efforts of the respective State agencies.
16 The Board shall promulgate rules and regulations pursuant to
17 the Illinois Administrative Procedure Act with regard to the
18 establishment of timetables and the assumption of
19 responsibility for agency accounts receivable that have not
20 been collected by the agency, are not subject to a current
21 repayment plan, or have not been certified as uncollectible
22 as of the date specified by the Board. The Board shall make

1 a final evaluation of those accounts and either (i) direct or
2 conduct further collection activities when further collection
3 efforts are in the best economic interest of the State or
4 (ii) in accordance with Section 2 of the Uncollected State
5 Claims Act, certify the receivable as uncollectible or submit
6 the account to the Attorney General for that certification.

7 The Board is empowered to adopt rules and regulations
8 subject to the provisions of the Illinois Administrative
9 Procedure Act.

10 The Board is empowered to enter into one or more
11 contracts with outside private vendors with demonstrated
12 capabilities in the area of account collection for the
13 collection of the delinquent accounts. The contracts shall be
14 let on the basis of competitive proposals secured from
15 responsible proposers. The Board may require that vendors be
16 prequalified. All contracts shall provide for a contingent
17 fee based on the age, nature, amount and type of delinquent
18 account. The Board may adopt a reasonable classification
19 schedule for the various receivables. The contractor shall
20 remit the amount collected, net of the contingent fee, to the
21 respective State agency which shall deposit the net amount
22 received into the fund that would have received the receipt
23 had it been collected by the State agency. No portion of the
24 collections shall be deposited into an Accounts Receivable
25 Fund established under Section 6 of this Act. The Board
26 shall act only upon the unanimous vote of its members.

27 After an account has been certified by the Board or the
28 Attorney General as uncollectible under this Section, the
29 State Comptroller may enter into one or more contracts with
30 private collection vendors for the purpose of pursuing a
31 last-call collection effort to collect these debts. All such
32 contracts shall provide for a contingent fee.

33 (Source: P.A. 89-511, eff. 1-1-97.)"