

BILL ANALYSIS

Senate Research Center
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S.B. 1419
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State Affairs
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As Filed

DIGEST

Currently, the Office of Attorney General (OAG) Administrative Rules require all state agencies to refer delinquent obligations to the OAG after “normal agency collection procedures have failed” and to file annual debt reports with the OAG within 90 days of the close of each fiscal year. These rules were authorized under Section 2107.005, Government Code. However, the collection requirement regarding normal collection procedures is ambiguous. In addition, the deadline could be more efficient as a statutory requirement rather than an administrative rule and be moved back to 120 days rather than 30 days. S.B. 1419 would amend the requirements for reporting and referring certain delinquent obligations to the OAG.

PURPOSE

As proposed, S.B. 1419 amends the requirements for referring and reporting certain delinquent obligations to the Office of Attorney General.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 2107.004, Government Code, to require an agency to report uncollected and delinquent obligations by the 120th day, rather than the 30th day, of the delinquency date. Deletes text regarding the report requirement by the agency after normal collection procedures have failed.

SECTION 2. Section 2107.005, Government Code, to require each state agency to file an annual debt report with the Office of Attorney General (OAG) by a certain date. Requires the report to contain the information required by rules adopted under this section by the OAG.

SECTION 3. Effective date: September 1, 1999.

SECTION 4. Emergency clause.