
A BILL FOR AN ACT

RELATING TO DEBT COLLECTION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 28, Hawaii Revised Statutes, is amended
2 by adding a new section to be appropriately designated and to
3 read as follows:

4 "§28- Civil recoveries fund. (a) There is established
5 in the state treasury the civil recoveries fund into which shall
6 be deposited:

7 (1) _____ per cent of any moneys collected by the
8 attorney general for any executive department, any
9 executive agency, or the judiciary for a delinquent
10 account turned over for collection pursuant to section
11 40-82.5(b); and

12 (2) Appropriations made by the legislature.

13 (b) The civil recoveries fund shall be administered by the
14 department of the attorney general and shall be used for
15 expenditures relating to the collection of delinquent accounts
16 of executive departments, executive agencies, or the judiciary,
17 including expenditures for training or educational resources,



1 all appropriate non-litigation collection methods, filing fees,
2 and litigation costs.

3 (c) The department of the attorney general shall submit a
4 report to the legislature no later than September 1 of each year
5 to provide an accounting of the receipts and expenditures of the
6 fund."

7 SECTION 2. Section 40-82.5, Hawaii Revised Statutes, is
8 amended to read as follows:

9 "**§40-82.5 Delinquent accounts, collection.** (a) Any state
10 agency having an account due which is delinquent, may contract
11 with a collection agency bonded under chapter 443B for
12 collection of the delinquent account. The chairperson or
13 director of the agency may make an agreement with the agency
14 regarding the amount to be retained by it for services.

15 (b) Any executive department, any executive agency, or the
16 judiciary, having an account due that is delinquent more than
17 ninety days, may turn the delinquent account over to the
18 attorney general for collection. For all accounts successfully
19 collected for an executive department, an executive agency, or
20 the judiciary by the attorney general, the attorney general
21 shall retain _____ per cent to be deposited into the civil
22 recoveries fund in accordance with section 28- (a)(1), and the



1 remainder of the moneys collected shall be returned to the
2 executive department, executive agency, or judiciary, to be
3 deposited into the fund or expended for the purpose for which it
4 was originally intended."

5 SECTION 3. New statutory material is underscored.

6 SECTION 4. This Act shall take effect on July 1, 2030.



Report Title:

Attorney General; Collection of Delinquent Accounts

Description:

Authorizes any executive department, executive agency, or the Judiciary to turn over to the Attorney General for collection, delinquent accounts that are more than ninety days past due. Deposits an unspecified percentage of the amounts collected into the Civil Recoveries Fund. Effective July 1, 2030. (HB1342 HD2)

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