



Legislation Text

File #: 14-0733, **Version:** 1

Child Support Services, Revenue Recovery Division, recommending the Board discharge the relevant department heads from further accountability to collect the debts listed on the attached Discharge of Accountability Report in the amount of \$347,558.42, pursuant to Government Code Sections 25257 through 25259.5. These debts date back as far as January 1992 and are uncollectible due to expiration of the statute of limitations, death or bankruptcy.

Fiscal Impact/Change to Net County Cost

No change to affected department budgets. These debts are considered uncollectible and have not been factored into fund balances or projected revenues for the departments.

Background

Pursuant to Board Policy B-4 dated 1/24/12, the Revenue Recovery Division of the Department of Child Support Services is the agency responsible for collecting most of the delinquent debt owed to various county departments, as well as delinquent fines and fees owed to the Court. Government Code Sections 25257 through 25259.5 governs the discharge of accountability of debts due and payable to the County. The law allows the Board of Supervisors to make an order discharging the department, officer, or employee from further accountability and if appropriate may direct the County Auditor-Controller to adjust any charge against the department, officer, or employee in the like amount.

When County debts are determined to be uncollectible because the amount owed is too small to justify the cost of collection, the debtor is deceased, the statute of limitations to collect the debt has expired, or the debt was discharged in bankruptcy proceedings, that debt is included on the annual application for discharge.

Reason for Recommendation

The last countywide discharge of accountability was approved by the Board of Supervisors on July 16, 2013. This proposed discharge represents countywide accounts that have been referred to Revenue Recovery for collection and have subsequently been deemed uncollectible.

The statutes of limitation have expired on the majority of these unpaid debts that are being recommended for discharge. Additionally, there are debts that are uncollectible due to bankruptcy or death and further collection efforts cannot be pursued.

Child Support Services, Revenue Recovery Division, is requesting authorization to approve immediate discharge of the accounts listed on the attachments. The debts listed total \$347,558.42 and include accounts for a number of County departments.

Actions to be taken following Board approval

The Revenue Recovery Division will take necessary steps to reflect the discharge of accountability in their respective collection systems and Revenue Recovery will notify the appropriate departments that accountability for the debt has been discharged. Affected departments will coordinate with the

Auditor-Controller as necessary to ensure appropriate recording of any associated financial transactions.

Contact

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Concurrences

All affected departments.