

HOUSE AMENDMENTS TO HOUSE BILL 2653

By COMMITTEE ON JUDICIARY

April 28

1 On page 1 of the printed bill, line 2, delete “and 293.250”.

2 Delete lines 4 through 30 and delete pages 2 and 3 and insert:

3 “**SECTION 1.** ORS 156.315 is amended to read:

4 “156.315. (1) A justice court may assign a judgment in a criminal action, as described in ORS
5 137.118 (1) to (5), to the Collections Unit in the Department of Revenue for the following purposes:

6 “(a) To determine whether refunds or other sums are owed to the debtor by the department[;]
7 and

8 “[*(b)*] to deduct the amount of the debt from any refunds or other sums owed to the debtor by
9 the department; **and**

10 “**(b) To engage in any other collection activities authorized under ORS 293.250 for judg-**
11 **ments described in subsection (4) of this section if the justice court complies with the re-**
12 **quirements of subsection (5) of this section.**

13 “(2) If the Collections Unit determines that refunds or other sums are owed to the debtor, the
14 department shall deduct the amount of the debt from any refunds or other sums owed to the debtor
15 by the department. After also deducting costs of its actions under this section, the department shall
16 remit the amount deducted from refunds or other sums owed to the debtor to the justice court that
17 assigned the judgment.

18 “(3) A debtor whose account is assigned to the Department of Revenue for setoff under this
19 section is entitled to the notice required by ORS 293.250 (3)(d) and to the opportunity for payment
20 in ORS 293.250 (3)(c).

21 “(4) **A justice court may assign a judgment in a criminal action to the Collections Unit**
22 **in the Department of Revenue for the purpose of all collection activities authorized under**
23 **ORS 293.250 if part of the judgment is payable to the State of Oregon.**

24 “(5) **A justice court that assigns judgments to the Collections Unit in the Department of**
25 **Revenue pursuant to subsection (4) of this section for the purpose of all collection activities**
26 **authorized under ORS 293.250 must submit a report to the Legislative Fiscal Office not later**
27 **than October 1 of each fiscal year that describes the status of the justice court’s liquidated**
28 **and delinquent accounts, and efforts made by the court to collect liquidated and delinquent**
29 **accounts during the previous fiscal year. The report required under this subsection shall be**
30 **in a form prescribed by the Legislative Fiscal Office and shall include, but not be limited to**
31 **the:**

32 “(a) **Beginning balance and total number of all liquidated and delinquent accounts of the**
33 **court;**

34 “(b) **New liquidated and delinquent accounts added during the last preceding fiscal year;**

35 “(c) **Total collections of liquidated and delinquent accounts;**

1 “(d) Total amount and total number of liquidated and delinquent accounts that have been
2 written off;

3 “(e) Ending balance and total number of all liquidated and delinquent accounts; and

4 “(f) Total amount of liquidated and delinquent accounts turned over to private collection
5 agencies, and the total amount collected by those agencies.

6 “(6) The Legislative Fiscal Office shall produce an annual report not later than December
7 31 of each fiscal year on the status of liquidated and delinquent accounts of justice courts
8 that make reports under subsection (5) of this section. The annual report shall be based on
9 the reports submitted under subsection (5) of this section.”.

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