

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 382 Session of 2017

INTRODUCED BY READSHAW, BARBIN AND McNEILL, FEBRUARY 7, 2017

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 7, 2017

AN ACT

1 Amending the act of October 15, 1980 (P.L.950, No.164), entitled  
 2 "A supplement to the act of April 9, 1929 (P.L.177, No.175),  
 3 entitled 'An act providing for and reorganizing the conduct  
 4 of the executive and administrative work of the Commonwealth  
 5 by the Executive Department thereof and the administrative  
 6 departments, boards, commissions, and officers thereof,  
 7 including the boards of trustees of State Normal Schools, or  
 8 Teachers Colleges; abolishing, creating, reorganizing or  
 9 authorizing the reorganization of certain administrative  
 10 departments, boards, and commissions; defining the powers and  
 11 duties of the Governor and other executive and administrative  
 12 officers, and of the several administrative departments,  
 13 boards, commissions, and officers; fixing the salaries of the  
 14 Governor, Lieutenant Governor, and certain other executive  
 15 and administrative officers; providing for the appointment of  
 16 certain administrative officers, and of all deputies and  
 17 other assistants and employes in certain departments, boards,  
 18 and commissions; and prescribing the manner in which the  
 19 number and compensation of the deputies and all other  
 20 assistants and employes of certain departments, boards and  
 21 commissions shall be determined,' implementing the addition  
 22 of section 4.1 to Article IV of the Constitution of  
 23 Pennsylvania; establishing the Office of Attorney General  
 24 elected by the citizens and setting forth powers and duties  
 25 of the Attorney General; creating an Office of General  
 26 Counsel and providing for legal services for Commonwealth  
 27 agencies; transferring, reorganizing or reconstituting  
 28 certain boards, commissions and agencies; placing certain  
 29 duties upon the courts and district attorneys; repealing  
 30 certain acts and parts of acts and making appropriations," in  
 31 Office of Attorney General, further providing for legal  
 32 advice and civil matters.

33 The General Assembly of the Commonwealth of Pennsylvania

1 hereby enacts as follows:

2 Section 1. Section 204 of the act of October 15, 1980  
3 (P.L.950, No.164), known as the Commonwealth Attorneys Act, is  
4 amended by adding a subsection to read:

5 Section 204. Legal advice and civil matters.

6 \* \* \*

7 (c.1) Reimbursement for costs of collection.--All costs of  
8 collection of debts, taxes and accounts due to the Commonwealth  
9 incurred by the Attorney General must be paid before the  
10 liability is extinguished unless collection costs are discharged  
11 by operation of law. The costs of collection shall be added to  
12 the amount of the liability and shall constitute a lien against  
13 the real or personal property of the person liable. Costs of  
14 collection may not exceed 3% of the principal amount of the  
15 debt, taxes or accounts due to the Commonwealth. The unpaid  
16 costs may be collected by the Attorney General or a private  
17 collection agency. For purposes of this section, costs of  
18 collection shall include only the following:

19 (1) Lien filing costs.

20 (2) Remuneration to the Attorney General to collect  
21 debts, taxes and accounts due to the Commonwealth.

22 (3) Remuneration to a private collection agency  
23 authorized by the Attorney General to collect debts, taxes  
24 and accounts due to the Commonwealth.

25 \* \* \*

26 Section 2. This act shall take effect in 60 days.