

HOUSE BILL NO. HB0122

Unemployment compensation-collection costs.

Sponsored by: Representative(s) Rose

A BILL

for

1 AN ACT relating to unemployment compensation; authorizing  
2 the use of private collection agencies to collect  
3 delinquent employer contribution or overpaid benefits as  
4 specified; authorizing collection costs as specified;  
5 specifying procedures for collection; providing penalties  
6 and providing for an effective date.

7

8 *Be It Enacted by the Legislature of the State of Wyoming:*

9

10 **Section 1.** W.S. 27-3-212 is created to read:

11

12 **27-3-212. Collection of contributions, benefit**  
13 **overpayments; procedures; penalties and interest.**

14

15 (a) The department shall institute such practices and  
16 procedures as it deems necessary to collect any money due  
17 the department in the form of delinquent employer

1 contributions or overpaid benefits, including all penalties  
2 and interest thereon. In the case of the overpayment of  
3 benefits, W.S. 27-3-409 shall apply.

4

5 (b) If the department determines an account under this  
6 section is uncollectible, the account may be referred to a  
7 private collection agency for collection. Reasonable fees  
8 for collection may be collected in addition to the amount  
9 of the debt. The debtor shall be liable for the repayment  
10 of the total amount outstanding plus the collection fee.

11

12 (c) If, after due notice, any employer or individual  
13 receiving benefits under this act defaults in any payment  
14 of contributions or repayment of overpaid benefits or the  
15 payment of any interest or penalties due thereon, the  
16 amount due may be collected by civil action, which shall  
17 include the right of attachment in the name of the  
18 department. Court costs shall not be charged to the  
19 department, but any employer or individual receiving  
20 benefits under this act against whom judgment is taken  
21 shall be taxed with all costs in such action. Any employer  
22 or individual receiving benefits under this act who commits  
23 fraud under this act shall also be subject to the penalties  
24 specified in article 7 of this act.

1

2       **Section 2.** This act is effective July 1, 2002.

3

4

(END)