# **Key Statutes**

| 5 U.S.C. 552a   | Records Maintained on Individuals (Privacy Act)   |
|-----------------|---|
| 5 U.S.C. 5514   | Installment Deduction for Indebtedness to the<br>United States (Federal Salary Offset)          |
| 26 U.S.C. 6050P | Returns Relating to the Cancellation of<br>Indebtedness by Certain Entities                     |
| 26 U.S.C. 6103  | Confidentiality and Disclosure of Returns and Return Information                                |
| 26 U.S.C. 6402  | Authority to Make Credits or Refunds (Tax Refund Offset)  |
| 31 U.S.C. 3325  | Payment Vouchers  |
| 31 U.S.C. 3701  | Definitions   |
| 31 U.S.C. 3711  | Collection and Compromise   |
| 31 U.S.C. 3716  | Administrative Offset   |
| 31 U.S.C. 3717  | Interest and Penalty on Claims  |
| 31 U.S.C. 3718  | Contracts for Collection Services   |
| 31 U.S.C. 3719  | Reports on Debt Collection Activities   |
| 31 U.S.C. 3720A | Reduction of Tax Refund by Amount of Debt   |
| 31 U.S.C. 3720B | Barring Delinquent Federal Debtors from Obtaining<br>Federal Loans or Loan Insurance Guarantees |

#### Key Statutes (cont'd.)

| 31 U.S.C. 3720C | Debt Collection Improvement Account                                   |
|-----------------|---|
| 31 U.S.C. 3720D | Garnishment   |
| 31 U.S.C. 3720E | Dissemination of Information Regarding Identity of Delinquent Debtors |
| 31 U.S.C. 7701  | Taxpayer Identifying Number   |

### Public Laws

Chief Financial Officers Act of 1990, Public Law 101-576 (31 U.S.C. 901 et seq.)

Computer Matching and Privacy Protection Act of 1988, Public Law 100-503 (5 U.S.C. 552a)

Debt Collection Act of 1982, Public Law 97-365 (5 U.S.C. 5514; 31 U.S.C. 3701 et seq.)

Debt Collection Improvement Act of 1996, Public Law 104-134 (5 U.S.C. 5514; 31 U.S.C. 3701 et seq.)

Deficit Reduction Act of 1984, Public Law 98-369 (26 U.S.C. 6402 and 31 U.S.C. 3720A)

Federal Claims Collection Act of 1966, Public Law 89-508 (31 U.S.C. 3701 et seq.)

Federal Credit Reform Act of 1990, Public Law 101-508 (2 U.S.C. 661 et seq.)

Federal Debt Collection Procedures Act of 1990, Public Law 101-647 (28 U.S.C. 3001 et seq.)

Claims Resolution Act of 2010, Pub.L. 111-291 (Specifically, Title VIII, Subtitle A, Sec. 801/<u>26 U.S.C. 6402(f)</u>) <u>Digital Accountability and Transparency Act of 2013 (DATA Act)</u>

#### Although Generally Not Applicable to Debt Collection by Federal Employees, the Following Public Laws Provide Useful Information for Government Debt Collectors:

Fair Credit Reporting Act of 1970, Public Law 91-508 (15 U.S.C. 1681 et seq.)

Fair Debt Collection Practices Act of 1977, Public Law 95-109 (15 U.S.C. 1601 et seq.)

## Websites Provided in Chapter 6 and Information Referenced in Citations

https://www.fiscal.treasury.gov/debt-management/index.html https://www.fiscal.treasury.gov/debt-management/legal-authorities/ debt-collection-authorities.html

- Debt Collection Statutes, Regulations, and Guidance
- Guide to the Federal Credit Bureau Program
- Administrative Wage Garnishment Form SF-329
- Information on Fiscal Service's Cross-servicing
- Program Treasury's Current Value of Funds Rate
- List of Payments That Are Exempt from Offset under TOP
- Treasury Financial Manual

| www.gpoaccess.gov/fr.index.html | Federal Register and CFR Documents  |
|---------------------------------|---|
| www.opm.gov                     | CSRS and FERS Handbook, Chapter 4 - Debt Collection                                     |
| www.uscourts.gov/bankform       | Bankruptcy Proof of Claim Form  |
| www.irs.gov                     | Local IRS Office Information<br>Collection Financial Standards                          |
| www.usdoj.gov/foia/privstat.htm | Privacy Act of 1974, as amended (includes requirements for computer matching programs.) |

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