Hall of the House of Representatives

85th General Assembly - Regular Session, 2005 **Amendment Form**

Subtitle of House Bill No. 2741

"AN ACT TO REVISE THE AUTHORITY OF COUNTY GOVERNMENTS TO CONTRACT WITH INDEPENDENT CONTRACTORS FOR THE COLLECTION OF DELINQUENT TAXES AND FINES."

Amendment No. 1 to House Bill No. 2741.

Amend House Bill No. 2741 as originally introduced:

Page 1, delete lines 35 and 36 and substitute the following: "(b)(l)(A) Collection of delinquent taxes by an independent contractor may be authorized by ordinance after"

AND

Page 2, delete line 1 and substitute the following: "accounts have become delinquent by one (1) year or more and the county collector or sheriff collector determines"

AND

Page 2, line 2, delete "a delinquent" and substitute "the delinquent"

AND

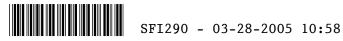
Page 2, delete line 3 and substitute the following: "accounts. The county judge and the county collector or sheriff collector, as applicable, shall jointly select and contract with an"

AND

Page 2, line 5 delete "collector" and substitute "county collector or sheriff collector"

AND

Page 2, line 8, delete "subject to competitive bidding" and substitute "in the manner provided by"



AND

Page 2, line 9, delete "requirements under"

AND

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Page 2, delete line 13 and substitute the following:
"if the independent contractor or any partner or employee of the independent
contractor has pleaded"
AND
Page 2, delete lines 15 through 17 and substitute the following:
            "(2) The independent contractor shall be overseen by and
directly accountable to the county collector or sheriff collector."
AND
Page 2, line 20, delete "thirty" and substitute "twenty-five percent (25%)"
AND
Page 2, line 21, delete "percent (30%)"
AND
Page 2, line 26 delete "sheriff's" and substitute "sheriff collector's"
AND
Page 2, line 30, delete "sheriff" and substitute "sheriff collector"
AND
Page 2, line 30, delete "sheriff" and substitute "sheriff collector"
AND
Page 2, line 31, delete "shall be" and substitute "shall be accounted for
and"
AND
Page 2, line 32, delete "sheriff" and substitute "sheriff collector"
AND
Page 2, delete line 33 and substitute the following:
"contractor.
                  (C) All collection files and fees collected by the
independent contractor under the collection contract shall be subject to
disclosure and audit by the Legislative Auditor."
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AND

Page 2, line 35, delete "<u>contractor</u>" and substitute "<u>independent contractor</u>" AND

Page 3, line 4, delete "fifty" and substitute "no less than fifty"

AND

Page 3, delete lines 6 and 7 and substitute the following: "acts or omissions of the independent contractor may bring a cause of action against the independent contractor and upon the bond for compensatory damages. No cause of action shall exist against the county or its officials or employees for the acts or omissions of the independent contractor."

AND

Page 3, line 9, delete "sheriff" and substitute "sheriff collector"

AND

Page 3, line 10, delete "sheriff" and substitute "sheriff collector"

AND

Page 3, line 15 delete "<u>thirty percent (30%)</u>" and substitute "<u>twenty-five</u> <u>percent (25%)</u>"

AND

Page 3, line 22, delete "<u>collector</u>" and substitute "<u>collector or sheriff</u> <u>collector</u>"

AND

Page 3, line 26, delete "<u>collector.</u>" and substitute "<u>collector or sheriff</u> <u>collector.</u>"

AND

Page 3, line 28, delete "<u>collector</u>" and substitute "<u>county collector or</u> <u>sheriff collector</u>"

AND

Page 3, line 29, delete "<u>collector</u>" and substitute "<u>county collector or</u> <u>sheriff collector</u>, as applicable,"

AND

Page 4, line 7, delete "<u>collector</u>" and substitute "<u>collector or sheriff</u> <u>collector</u>"

Chief Clerk