

PART 1650—DEBT COLLECTION

Subpart A—Procedures for the Collection of Debts by Salary Offset

Subpart A—Procedures for the Collection of Debts by Salary Offset

- Sec.
- 1650.101 Purpose.
 - 1650.102 Delegation of authority.
 - 1650.103 Scope.
 - 1650.104 Definitions.
 - 1650.105 Notice of Debt.
 - 1650.106 Right to inspect and copy records related to the debt.
 - 1650.107 Voluntary repayment agreements.
 - 1650.108 Waiver.
 - 1650.109 Hearing.
 - 1650.110 Procedures for salary offset.
 - 1650.111 Recovery from other payments due a separated employee.
 - 1650.112 Interest, penalties, and administrative costs.
 - 1650.113 Non-waiver of rights by payments.
 - 1650.114 Refunds.

Subpart B—Procedures for the Collection of Debts by Federal Tax Refund Offset

- 1650.201 Purpose.
- 1650.202 Past-due legally enforceable debt.
- 1650.203 Notification of intent to collect.
- 1650.204 Reasonable attempt to notify.
- 1650.205 Consideration of evidence submitted as a result of notification of intent.
- 1650.206 Notification to Treasury.
- 1650.207 Administrative charges.

Subpart C—Procedures for Collection of Debts by Administrative Offset

- 1650.301 Purpose and regulatory procedures for the collection of debts by administrative offset.

Subpart D—Procedures for the Collection of Debts by Administrative Wage Garnishment

- 1650.401 Purpose and regulatory procedures for the collection of debts by administrative wage garnishment.

AUTHORITY: 31 U.S.C. 3701 *et seq.*
 Subpart A also issued under 5 U.S.C. 5514; 5 CFR 550.1101.
 Subpart B also issued under 31 U.S.C. 3720A; 31 CFR 285.5(d)(4).
 Subpart C also issued under 31 U.S.C. 3716.
 Subpart D also issued under 31 U.S.C. 3720D.

SOURCE: 73 FR 49093, Aug. 20, 2008, unless otherwise noted.

§ 1650.101 Purpose.

This subpart sets forth the procedures to be followed in the collection by salary offset of debts owed to the United States under 5 U.S.C. 5514. The general standards and procedures governing the collection, compromise, termination, and referral to the Department of Justice of claims for money and property that are prescribed in the regulations issued jointly by the Secretary of the Treasury and the Attorney General of the United States, the Federal Claims Collection Standards (31 CFR Parts 900–904), apply to the administrative collection activities of the EEOC. Debts owed by current federal employees to Government travel charge card contractors will be collected in accordance with the regulations issued by the General Services Administration at 41 CFR part 301–54.

§ 1650.102 Delegation of authority.

The Chair delegated to the Chief Human Capital Officer the authority to collect debts owed by current EEOC employees, and to the Chief Financial Officer the authority to collect debts owed by former EEOC employees and non-EEOC employees.

§ 1650.103 Scope.

(a) This subpart applies to the collection of certain debts by salary offset against an employee’s disposable pay.

(1) This subpart applies to collections by the EEOC from:

- (i) Federal employees who are indebted to the EEOC; and
- (ii) EEOC employees who are indebted to other agencies.

(2) This subpart does not apply:

(i) To debts or claims arising under the Internal Revenue Code of 1986 (26 U.S.C. 1 *et seq.*), the Social Security Act 42 U.S.C. 301 *et seq.*, or the tariff laws of the United States;

(ii) In any case where collection of a debt is explicitly provided for or prohibited by another statute (*e.g.*, travel advances in 5 U.S.C. 5705 and employee training expenses in 5 U.S.C. 4108).