

INSTRUCTIONS FOR USING REFERRAL TEMPLATES

Each state agency is responsible for exercising due diligence in attempting to collect full payment of all accounts receivable. The collection protocol can be found in DEP Directive 540. The referral templates in the Enforcement Manual should be used to request referrals for collection or write-off.

Under legislation passed in May 2010, agencies must submit delinquent accounts receivable (“debt”) to a collection agent for further action no later than 120 days of the claim being due and payable. The Collection Referral Template in the Enforcement Manual shall be used to provide information for the collection request to be submitted to one of the collection agency under contract by the Department of Financial Services. Fill in as much available information as possible. Double check information such as the names of the responsible party and current balance of debt owed. The accuracy of this information is especially important if the matter is to be submitted for collection. The Write-off Referral Template shall be used for the write-off request submitted to the Department of Financial Services. The Chief Financial Officer will disapprove a write-off request for debts less than 4 years old unless the agency can make a sufficient showing to demonstrate why the debt should not be assigned to a collection agency.

Completed referrals should be submitted to Michelle.Treadwell@floridadep.gov, Finance & Accounting, with a copy to Angie Booker, F&A, and Laurie Roughton, OGC. Preferably submittals should be in electronic format. Contact Michelle Treadwell (F&A) or Laurie Roughton (OGC) if you have questions about how to fill out referrals.

COLLECTION REFERRAL TEMPLATE

Program Area	If referral coming from a District then select appropriate district abbreviation (i.e. Northwest select "NWD"). If referral coming from a Division or Bureau then select as appropriate.
System	System tracking the monies (i.e. OGC enforcement monies tracked thru LCT, select "LCT")
Responsible Party First /Last Name	Name(s) of the individual(s) owing the debt. This information can be found in the signed or executed document. Please note when entering this information the person signing on <u>behalf</u> of a corporation, LLC or partnership usually is <u>not</u> personally liable for payment of debt <u>unless</u> that person signed individually as well as on behalf of the entity. This is different from when someone signs as "doing business as". Responsible party information is usually found in the signature portion of the document and/or in the paragraphs in the ORDERED section addressing what monies are owed. Contact OGC if you have any questions about who the responsible person or entity for payment of debt is.
Co-Debtor	Use when more than one debtor
FEIN/SS	Provide FEIN if responsible party is corporation, LLC or partnership. The information can be found by searching the Division of Corporation website at http://www.sunbiz.org/search.html
Address1	Last known address of responsible party
Address2	Additional known address of responsible party
City, State, 5 digit ZIP Code 4-digit ZIP Code	City, State and zip code

Primary, Secondary Phone	telephone numbers (<i>include if you have this information</i>)
Employers Name/ Work Phone	place of employment and telephone number (<i>include if you have this information</i>)
Debtor Account Number	Use OGC case number if one is assigned (<i>if no OGC case number use other identifying number such as permit or lease number</i>)
Original Amount Due	Current balance amount owed. If payment schedule is involved, there must be an acceleration clause in executed document in order for entire balance to be due. Contact OGC if you have questions.
Fees, Fines, Penalties	<i>(for enforcement cases leave this blank)</i>
Total Due to Agency	this field is <u>automatically</u> filled in with amount obtained by totaling amounts in two previous fields
Debt Type	use drop-down menu to select appropriate payment type Court Order (<i>for enforcement judgments</i>) Non-Compliance Penalties (<i>for OGC COs and FOs</i>)
Original Date Due	Date outstanding balance amount due. If payment schedule is involved then would be date of first missing payment. Check with OGC if in question
Other Details	<u>Brief</u> summary of debt and any details why unable to collect
Due Diligence	<u>Brief</u> summary of efforts made to collect (letters, phone calls, meetings, etc.) must be provided
Explanation if account was older than 120 days at time of referral	This field must be filled in if due date for payment was more than 120 days past due at time of referral

WRITEOFF REFERRAL TEMPLATE

Program Area	If referral coming from a District then select appropriate district abbreviation (i.e. Northwest select "NWD"). If referral coming from a Division or Bureau then select as appropriate.
System	System tracking the monies (i.e. OGC enforcement monies tracked thru LCT, select "LCT")
Responsible Party First /Last Name	Name(s) of the individual(s) owing the debt. This information can be found in the signed or executed document. Please note when entering this information the person signing on <u>behalf</u> of a corporation, LLC or partnership usually is <u>not</u> personally liable for payment of debt <u>unless</u> that person signed individually as well as on behalf of the entity. This is different from when someone signs as "doing business as". Responsible party information is usually found in the signature portion of the document and/or in the paragraphs in the ORDERED section addressing what monies are owed. Contact OGC if you have any questions about who the responsible person or entity for payment of debt is.
Co-Debtor	Use when more than one debtor
Debtor Account Number	Use OGC case number if one is assigned (<i>if no OGC case number use other identifying number such as permit or lease number</i>)
Invoice Number	
Original Amount Due	Date outstanding balance amount due. If payment schedule is involved then would be date of first missing payment. Check with OGC if in question
Fees, Fines, Penalties	<i>(for enforcement cases pleas leave this blank)</i>

Total Due to Agency	this field is <u>automatically</u> filled in with amount obtained by totaling amounts in two previous fields
Debt Type	use drop-down menu to select appropriate payment type Court Order (<i>for enforcement judgments</i>) Non-Compliance Penalties (<i>for OGC COs and FOs</i>)
Original Date Due	Date outstanding balance amount due. If payment schedule is involved then would be date of first missing payment. Check with OGC if in question
Other Details	<u>Brief</u> summary of debt and any details why unable to collect
Due Diligence	<u>Brief</u> summary of efforts made to collect (letters, phone calls, meetings, etc.) <u>must</u> be provided