

**U.S. DEPARTMENT OF THE TREASURY
BUREAU OF THE FISCAL SERVICE**

Cross-Servicing Program and Treasury Offset Program

CY2018 Agreement to Certify Federal Nontax Debts

This Agreement to Certify Federal Nontax Debts (Certification Agreement) is submitted by:

Federal Election Commission

(Creditor Agency).

Section I: Background

- A. The U.S. Department of the Treasury, Bureau of the Fiscal Service (Fiscal Service), provides debt collection services to Federal agencies that are owed delinquent debt.
- B. Federal agencies are generally required to refer delinquent nontax debts to the Fiscal Service for debt collection purposes. See 31 U.S.C. §§ 3711(g), 3716(c), and 3720A(a).
- C. Upon submitting debts to Fiscal Service for debt collection services, Federal agencies are required to certify to Fiscal Service, among other things, that the debts are valid, legally enforceable, there are no bars to collection, and all requisite due process has been completed, as set forth in this Certification Agreement.
- D. The definitions of terms used in this Certification Agreement are in Attachment A, Certification Terminology.

Section II: General Provisions

The Creditor Agency understands and agrees to the following:

- A. **Scope.** The provisions of this Certification Agreement apply to all Debts submitted by Electronic Transmission before, on, or after the date of the Certification Agreement by the Creditor Agency to Fiscal Service for collection through the Cross-Servicing Program and/or the Treasury Offset Program.
- B. **Certification Authority.** Only an individual with delegated authority to certify a Debt on behalf of the Creditor Agency will submit a Debt to Fiscal Service via an Add Record or Update Record. The Creditor Agency will provide a copy of this Certification Agreement to any such individual.
- C. **Changes to Debt Information.**
 1. The Creditor Agency understands its obligation to notify Fiscal Service: (a) of any change in the amount, validity, or legal enforceability of the Debt; and (b) if the Debt becomes subject to circumstances that legally preclude or bar collection.

2. ***Credit of Collections to Debt Balance.*** The Creditor Agency has notified Fiscal Service, via an Update Record, of any changes to the Debt's balance as a result of collections received directly by the Creditor Agency, outside of the Treasury Offset Program.
3. ***Compliance with Prerequisites for Collection by Offset.*** If, in the Creditor Agency Profile Form, the Creditor Agency has authorized Fiscal Service to collect the Debt by offsetting Federal and State tax and nontax payments and/or by offsetting Federal salary payments, the Creditor Agency complied with all of the prerequisites for collection by administrative and tax refund offset set forth in Section III.B. and/or the prerequisites for collection by federal salary offset set forth in Section III.C., as applicable, including in each case the obligation to provide each Debtor with the notices, opportunities, and other considerations required for offset of the applicable payments.

Section V: Authority

By signing below, I certify that I have delegated authority to execute this Certification Agreement on behalf of the head of the Creditor Agency and understand this agreement applies to all Debts submitted by Electronic Transmission before, on, or after the date of the Certification Agreement to Fiscal Service for collection through the Cross-Servicing Program and/or the Treasury Offset Program.



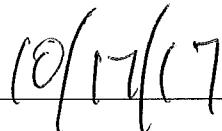
Signature

Gilbert A. Ford

Print Name

Chief Finance Officer, Acting

Title



10/17/17

Date