

COLLECTION AGENCY SERVICES AGREEMENT

This AGREEMENT is by and between Pacific County, Board of County Commissioners, P.O. Box 183, South Bend, WA 98586 and McDonald Credit Service, 1877 2nd Ave SW, Tumwater, WA 98512.

In this AGREEMENT, the party who is contracting to receive services shall be referred to as "the COUNTY" and the party who will be providing the services shall be referred to as "the CONTRACTOR".

The COUNTY occasionally has instances where fees or penalties assessed are not retained in a timely manner or as required, creating a situation where the fees or penalties must be collected. The CONTRACTOR has the ability to perform such collection. Therefore, the parties agree as follows:

1. **DESCRIPTION OF SERVICES.** The CONTRACTOR will provide collection services in accordance with their RFP, which is attached to this AGREEMENT (Attachment A) and incorporated herein by reference. The COUNTY will notify the CONTRACTOR when a situation requiring a collections service is needed and provide any necessary information to the CONTRACTOR to allow the CONTRACTOR to complete the collection.
2. **RESPONSIBILITIES.** The CONTRACTOR agrees to provide collections services to the COUNTY. CONTRACTOR agrees to strictly abide by the Federal Fair Debt Collection Practices Act and the Washington Fair Debt Collection Practices Act and the amendments hereto. CONTRACTOR shall, in accordance with Best Collection Practices, make reasonable efforts to collect assigned debts. CONTRACTOR warrants that all collection efforts will be done with the highest professional standards of conduct, will be handled as efficiently as possible, but with an understanding of the sensitive nature of the issue, and shall at all times be firm but fair.
3. **PAYMENT.** All payments will be received in accordance with the laws of the State of Washington and Section VIII of the CONTRACTOR's RFP (Attachment A).

Disbursements will be made on or prior to the twentieth day of the month following collection together with an account report relating to each payment to meet the COUNTY's requirements. No reduced settlements will be made of the COUNTY's accounts without prior consent.

The COUNTY shall have the right to recall specific accounts from CONTRACTOR, without expense to the COUNTY, provided that the said account is not "in progress" for which reason the CONTRACTOR shall be allowed to continue its efforts. "In Progress" shall mean one or more of the following:

- a. A payment has been secured within the past forty-five (45) days.
- b. A separate civil cause of action initiated by the CONTRACTOR to collect the debt has been initiated.
- c. The account has been referred to an out of area collection agency and a separate civil cause of action has been initiated by the out of area CONTRACTOR.

Sample Collection Servicing Agreement Document

John E. Simmons, Toni M. Kiser



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