

(b) The burden of proving that the amount indicated on the written statement or bill is not fair and reasonable shall be on the person challenging the fairness and reasonableness of the amount.

**DRAFTER'S NOTE:** This section is transferred from CJ § 10-917.

The only changes are in style.

**[ 640A.] 810. DELINQUENT RESTITUTION.**

(a) In addition to taking any action authorized under [§ 640 of this article] § 807 OF THIS SUBHEADING, the Division of Parole and Probation may refer a delinquent restitution account to the Central Collection Unit in the Department of Budget and Fiscal Planning for collection.

(b) Subject to the provisions of subsection (c) of this section, the Central Collection Unit may:

(1) Collect any delinquent restitution in accordance with Title 3, Subtitle 3 of the State Finance and Procurement Article; and

(2) Certify any defendant who is in arrears on restitution payments amounting to more than \$30 under the order of restitution:

(i) To the Comptroller for income tax refund interception in accordance with Article 19, §§ 43 through 46 of the Code; and

(ii) To the State Lottery Agency for State lottery prize interception in accordance with [§ 640B of this article] § 811 OF THIS SUBHEADING.

(c) (1) The Central Collection Unit may not compromise and settle an order of restitution unless the Division of Parole and Probation obtains the consent of the victim.

(2) The Division of Parole and Probation shall contact the victim to see if the victim consents to compromise and settle an order of restitution.

(d) If complete restitution and interest have been paid or an order of restitution has been compromised and settled as provided in subsection (c) of this section, the Division or the Central Collection Unit immediately shall notify:

(1) The court that issued the order by filing the statement as provided under [§ 640(g)(3) of this article] § 807(G)(3) OF THIS SUBHEADING that the judgment has been satisfied; and

(2) The last known employer of a defendant in order to terminate an earnings withholding order issued under [§ 640C of this article] § 812 OF THIS SUBHEADING.

(e) (1) Restitution may be considered delinquent if the restitution or a restitution payment is not paid:

(i) By the date ordered by the court; or

(ii) If no date was ordered, the latter of: