

(2) THE CENTRAL COLLECTION UNIT SHALL MAKE A WRITTEN DETERMINATION WITHIN 15 CALENDAR DAYS AFTER IT RECEIVES A REQUEST FOR INVESTIGATION FROM THE DEBTOR.

(3) IF THE CENTRAL COLLECTION UNIT DETERMINES THAT A REFERRAL OR CERTIFICATION IS IN ERROR, IT SHALL, AS APPROPRIATE:

(I) CORRECT THE REFERRAL OR CERTIFICATION;

(II) DISCONTINUE CERTIFICATION PROCEDURES; OR

(III) PROMPTLY REMIT TO THE DEBTOR ANY AMOUNTS THAT HAVE BEEN IMPROPERLY WITHHELD.

REVISOR'S NOTE: Subsection (a) of this section is new language added to state expressly that which formerly was only implied under former Art. 19, § 45(a) and (b), that a debtor has the right to request an investigation of a debt, both before certification of the debt to the Comptroller for withholding and within 30 days after notification from the Comptroller that a debt has been withheld. Subsection (b) of this section is new language derived without substantive change from former Art. 19, § 45(b).

13-917. HEARING; APPEAL.

(A) HEARING.

(1) AFTER ITS INVESTIGATION, IF THE CENTRAL COLLECTION UNIT MAKES A DETERMINATION ADVERSE TO THE DEBTOR, IT SHALL PROMPTLY ADVISE THE DEBTOR OF THE DEBTOR'S RIGHT TO REQUEST A HEARING ON UNRESOLVED FACTUAL ISSUES BEFORE THE CENTRAL COLLECTION UNIT IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT.

(2) EXCEPT FOR GOOD CAUSE SHOWN, A REQUEST FOR A HEARING BEFORE THE CENTRAL COLLECTION UNIT MUST BE MADE WITHIN 30 DAYS AFTER THE DATE OF NOTIFICATION OF THE DEBTOR OF AN ADVERSE DETERMINATION BY THE CENTRAL COLLECTION UNIT FOLLOWING AN INVESTIGATION.

(3) THE STATE AGENCY THAT REFERRED THE DEBT TO THE CENTRAL COLLECTION UNIT MAY BE MADE A PARTY IN ANY HEARING BEFORE THE CENTRAL COLLECTION UNIT.

(4) AN ISSUE MAY NOT BE CONSIDERED AT THE HEARING THAT HAS BEEN PREVIOUSLY LITIGATED.

(5) WITHIN 15 DAYS AFTER RECEIPT OF A TIMELY OR OTHERWISE PROPER REQUEST FOR A HEARING UNDER THIS SUBSECTION, THE DEBTOR SHALL BE NOTIFIED OF THE DATE OF THE HEARING.

(6) AFTER A HEARING, IF THE CENTRAL COLLECTION UNIT DETERMINES THAT A CERTIFICATION OR REFERRAL IS IN ERROR, IT SHALL TAKE APPROPRIATE ACTION AS DESCRIBED IN § 13-916(B)(3) OF THIS SUBTITLE.