

1 HOUSE BILL 523

2 **54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019**

3 INTRODUCED BY

4 Joy Garratt and William B. Pratt and Susan K. Herrera and
5 Christine Chandler and William "Bill" R. Rehm
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10 AN ACT

11 RELATING TO CONSUMER PROTECTION; DECLARING AS AN UNLAWFUL
12 PRACTICE AUTOMATIC WITHDRAWALS MADE PURSUANT TO AUTOMATIC
13 PAYMENT AGREEMENTS FROM CERTAIN CONSUMER ACCOUNTS WITHOUT PRIOR
14 OR IMMEDIATE NOTICE OF THOSE WITHDRAWALS.
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16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

17 SECTION 1. A new section of the Unfair Practices Act is
18 enacted to read:

19 "[NEW MATERIAL] AUTOMATIC PAYMENT AGREEMENTS--NOTICE
20 REQUIRED.--It is an unlawful practice within the meaning of the
21 Unfair Practices Act for a person that has an automatic payment
22 agreement with a consumer to fail to notify the consumer of its
23 withdrawal from the consumer's credit or debit account, or the
24 consumer's account with a third party, prior to or immediately
25 upon making that withdrawal."

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underscoring material = new
[bracketed material] = delete