

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

SENATE BILL 296

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Ben D. Altamirano

AN ACT

RELATING TO UNFAIR TRADE PRACTICES; PROVIDING THAT THE USE OF SWEEPSTAKES AS A TOOL IN THE SOLICITATION OF SUBSCRIPTIONS OR OTHER PROPERTY THROUGH THE MAIL IS AN UNFAIR OR DECEPTIVE TRADE PRACTICE PURSUANT TO THE UNFAIR PRACTICES ACT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Unfair Practices Act is enacted to read:

"NEW MATERIAL SWEEPSTAKES AS SELLING TOOL PROHIBITED. --

A solicitation through the mail offering to sell anything of value, including a subscription to a newspaper, magazine or other periodical, is an unfair or deceptive trade practice if the solicitation is accompanied by an entry form or other document evidencing that the recipient, by returning the entry form or other document, will be entered in, and eligible to

underscored material = new  
[bracketed material] = del ete

1 win, a sweepstakes. As used in this section, "sweepstakes"  
2 means an event wherein the entrants are given an opportunity  
3 to win a prize, the award of which is determined by chance."

5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

1 FORTY-FOURTH LEGISLATURE

2 FIRST SESSION, 1999

3  
4  
5 February 4, 1999

6  
7 Mr. President:

8  
9 Your CORPORATIONS & TRANSPORTATION COMMITTEE, to  
10 whom has been referred

11  
12 SENATE BILL 296

13  
14 has had it under consideration and reports same with  
15 recommendation that it DO PASS, and thence referred to the  
16 JUDICIARY COMMITTEE.

17  
18 Respectfully submitted,  
19  
20  
21  
22  
23  
24  
25

Roman M. Maes, Chairman

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

Adopted \_\_\_\_\_ Not

Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 6 For 0 Against

Yes: 6

No: 0

Excused: Aragon, Macias, McKibben, Rawson

Absent: None

S0296CT1

underscored material = new  
[bracketed material] = delete