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HOUSE BILL 985

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY

Eric A. Youngberg

AN ACT

RELATING TO THE TAXATION AND REVENUE DEPARTMENT; EMPOWERING THE
TAXATION AND REVENUE DEPARTMENT TO CONTRACT CERTAIN DEBT
COLLECTION SERVICES.

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

Section 1. A new section of the Taxation and Revenue
Department Act is enacted to read:

"[NEW MATERIAL] COLLECTION OF DELINQUENT OBLIGATIONS
THROUGH ATTORNEYS.--The department, by competitive bid, may
select one or more attorneys or collection agencies to collect
or assist in the collection of an obligation due to the state
or a political subdivision of the state pursuant to a tax or
law administered by the department; provided that the
obligation is at least one hundred twenty days past due. The
compensation for an attorney or collection agency performing a

underscoring material = new
~~[bracketed material]~~ = delete

1 contract pursuant to this section shall be equal to thirty
2 percent of the obligation collected and shall be paid to the
3 attorney or collection agency for the collection services
4 performed. Notwithstanding any contract for collection of an
5 obligation entered into pursuant to this section, the
6 department retains authority to settle an obligation or to
7 accept payments on an obligation."

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