

LFC Requester:

Felix Chavez

AGENCY BILL ANALYSIS - 2025 REGULAR SESSION**WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO****[AgencyAnalysis.nmlegis.gov](https://agencyanalysis.nmlegis.gov) and email to billanalysis@dfa.nm.gov****(Analysis must be uploaded as a PDF)****SECTION I: GENERAL INFORMATION***{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}***Date Prepared:** 2/27/2025*Check all that apply:***Bill Number:** HB61Original ☐Correction ☐Amendment ☐Substitute ☒**Sponsor:**

Christine Chandler, Sarah Silva,

Janelle Anyanonu

Short

Unfair Practices Act Changes

Title:**Agency Name****and Code**

632

Number:**Person Writing**

Michael J. Holt

Phone: (505)841-6822**Email:** Michael.Holt@wca.nm.gov**SECTION II: FISCAL IMPACT****APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY25	FY26		
N/A	N/A		

(Parenthesis () indicate expenditure decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY25	FY26	FY27		
N/A	N/A	N/A		

(Parenthesis () indicate revenue decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY25	FY26	FY27	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	NFI	NFI	NFI	NFI	NFI	NFI

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to: **None Known**
Duplicates/Relates to Appropriation in the General Appropriation Act: **None Known**

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis: The committee substitute for HB 61 amends the NM Unfair Practices Act by amending the definitions of “trade/commerce”; “unfair deceptive trade practices” and “unconscionable trade practice.” The bill raises the minimum penalty imposed for violations of the Act; imposes a new penalty if the violation arises out of a state disaster or emergency; and permits the NM attorney general to recover costs of investigation and enforcement if a court imposes a civil liability.

FISCAL IMPLICATIONS: The committee substitute for HB 61 imposes no fiscal implications upon the WCA.

SIGNIFICANT ISSUES: None to the WCA.

PERFORMANCE IMPLICATIONS: None to the WCA.

ADMINISTRATIVE IMPLICATIONS: None to the WCA.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP: None known.

TECHNICAL ISSUES: None known.

OTHER SUBSTANTIVE ISSUES: None known.

ALTERNATIVES: None known.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL: Existing law will remain in place.

AMENDMENTS: Original HB 61 now has a committee substitute.