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**PREDATORY LENDING ON THE NAVAJO NATION**  
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Truth in Lending Act, 15 U.S.C. §1601 *et seq.*

Tribal and State Usury Laws

**Navajo Nation**

- 5 NNC §1155: Finance charge in retail installment contracts limited to prime plus 15%

**New Mexico**

- NMSA §58-15-17: 175% APR for most small loans under \$5,000

**Arizona**

- ARS §6-632: 36% APR cap on loans under \$3,000, lower rates for higher amounts
- ARS §44-291: permits 204% APR on car title loans

Tribal and State Unfair Practices Acts

**Navajo Nation**

- 5 NNC §1101 *et seq.*: Prohibits unfair or deceptive trade practices and unconscionable trade practices. Actual or statutory damages, treble damages, attorney's fees.

**New Mexico**

- NMSA §57-12-1 *et seq.*: Prohibits unfair or deceptive trade practices and unconscionable trade practices. Actual or statutory damages, treble damages, attorney's fees.

**Arizona**

- ARS §44-1521 *et seq.*: Prohibits deceptive practices. Actual and punitive damages, attorney's fees.

*State ex rel. King v. B&B Investment Group, Inc.*, 329 P.3d 658 (N.M. 2014) (unconscionability)

*Reeves v. Foutz and Tanner*, 94 N.M. 760 (1980) (pawnbrokers)

Tribal and State Pawnbroker Laws

**Navajo Nation**

- 5 NNC §1139 *et seq.*: limits pawn service charges to 10% for the first month, 1 1/2% thereafter; requires repayment of surplus

**New Mexico**

- NMSA §56-12-1 *et seq.*: limits pawn service charges to 10% for the first month, 4% thereafter; requires repayment of surplus

**Arizona**

- ARS §44-1621 *et seq.*: limits pawn service charges to 13% per month for first two months and 11% per month thereafter, plus fees; does not require repayment of surplus