



## **Filing Receipt**

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**Control Number - 54435**

**Item Number - 147**



## Public Utility Commission of Texas

### Annual Report

Required by 16 Texas Admin. Code § 25.97(f)

**PROJECT NO.** 54435

**AFFECTED ENTITY:** Texas-New Mexico Power Company

#### General Information

Pursuant to 16 Texas Admin. Code § 25.97(f)(1), not later than May 1 of each year, each affected entity must submit this report for the preceding calendar year. The first report must be submitted not later than May 1, 2020.

#### Instructions

Answer all questions, fill-in all blanks, and have the report notarized in the affidavit. If you check no in part 1.a, leave parts 1.b-d blank.

Violations resulting from, and incidents, fatalities, or injuries attributable to a violation resulting from, a natural disaster, weather event, or man-made act or force outside of an affected entity's control are not required to be reported.

#### Affidavit

A representative of the affected entity must swear to and affirm the truthfulness, correctness, and completeness of the information provided by attaching a signed and notarized copy of the Affidavit provided with this form.

#### Filing Instructions

Submit four copies (an original and three copies) of the completed form and signed and notarized Affidavit to:

Central Records Filing Clerk  
Public Utility Commission of Texas  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326  
Telephone: (512) 936-7180

1. This part applies only to an affected entity that owns or operates overhead transmission facilities greater than 60 kilovolts.

a) Does this part 1 apply to you? Yes  No

b) Provide the number of identified occurrences of noncompliance with Public Utility Regulatory Act (PURA) § 38.004 regarding vertical clearance requirements of the National Electrical Safety Code (NESC) for overhead transmission facilities.

As part of the 2022 survey, TNMP inspected 28 transmission lines in the northern portion of its Central Texas transmission system. Of those lines inspected, 17 were identified as non-compliant regarding vertical clearance requirements of the Public Utility Regulatory Act (PURA) § 38.004 totaling 55 instances.

Regarding updates to information reported in the 2021 survey, TNMP reported 87 occurrences of non-compliance regarding vertical clearance requirements of PURA § 38.004. 48 occurrences remain to be mitigated.

Regarding updates to information reported in the 2020 survey, TNMP reported 181 occurrences of non-compliance regarding vertical clearance requirements of PURA § 38.004. All 181 occurrences have been mitigated.

- c) Do you have actual knowledge that any portion of your transmission system is not in compliance with PURA § 38.004 regarding vertical clearance requirements of the NESC for overhead transmission facilities?

TNMP does not have any knowledge, beyond the above referenced incidents, that any portion of its transmission system is not in compliance with PURA § 38.004 regarding vertical clearance requirements of the NESC for overhead transmission facilities.

- d) Do you have actual knowledge of any violations of easement agreements with the United States Army Corps of Engineers relating to PURA § 38.004 regarding vertical clearance requirements of the NESC for overhead transmission facilities?

TNMP does not have any knowledge of any violations of easement agreements with the United States Army Corps of Engineers relating to PURA § 38.004 regarding vertical clearance requirements of the NESC for overhead transmission facilities.

2. This part applies to an affected entity that owns or operates overhead transmission facilities greater than 60 kilovolts or distribution facilities greater than 1 kilovolt.

- a) Provide the number of fatalities or injuries of individuals other than employees, contractors, or other persons qualified to work in proximity to overhead high voltage lines involving transmission or distribution assets related to noncompliance with the requirements of PURA § 38.004.

TNMP has not experienced any fatalities or injuries of individuals involving transmission or distribution assets related to noncompliance with the requirements of PURA § 38.004.

b) Provide a description of corrective actions taken or planned to prevent the reoccurrence of fatalities or injuries described in subpart a), immediately above.

TNMP maintains a budgeted project to correct identified occurrences of non-compliance with PURA § 38.004 regarding vertical clearance requirements of the NESC for overhead transmission lines. As demonstrated by the reduction of occurrences of non-compliance noted in last year's report, this project has successfully identified and mitigated noted instances through activities such as pole replacement, conductor modifications, and other actions as part of Good Utility Practice. This project will continue through 2023 to address recently identified and existing occurrences of non-compliance.

Affected Entity: Texas-New Mexico Power Company

PROJECT NO. 54435

### AFFIDAVIT

I swear or affirm that I have personal knowledge of the facts stated in this report or am relying on people with personal knowledge, that I am competent to testify to them, and that I have the authority to submit this report on behalf of the affected entity. I further swear or affirm that all statements made in this report are true, correct, and complete.

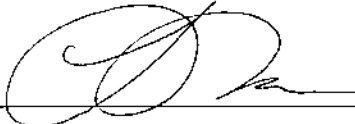
  
\_\_\_\_\_  
Signature

Chris Gerely  
\_\_\_\_\_  
Printed Name

Vice President, Technical Services and System Reliability  
\_\_\_\_\_  
Job Title

Texas-New Mexico Power Company  
\_\_\_\_\_  
Name of Affected Entity

Sworn and subscribed before me this 28 day of April, 2023  
Month Year

  
\_\_\_\_\_  
Notary Public in and For the State of Texas

My commission expires on 12-28-2025

