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DOCKET NO. 57366

PETITION OF TEXAS-NEW MEXICO	§	PUBLIC UTILITY COMMISSION
POWER COMPANY TO UPDATE ITS	§	
TRANSMISSION COST RECOVERY	§	OF TEXAS
FACTOR	§	

NOTICE OF APPROVAL

This Notice of Approval addresses the petition of Texas-New Mexico Power Company (TNMP) for a transmission cost recovery factor (TCRF) update. The Commission approves TNMP's TCRF update, effective for billings on or after March 1, 2025.

I. Findings of Fact

The Commission makes the following findings of fact.

Petitioner

1. TNMP is a Texas corporation registered with the Texas secretary of state under filing number 19241500.
2. TNMP owns and operates for compensation in Texas facilities and equipment to transmit and distribute electricity in the Electric Reliability Council of Texas (ERCOT) region.
3. TNMP holds certificate of convenience and necessity number 30038 to provide service to the public.
4. TNMP is an investor-owned distribution service provider (DSP).

Petition

5. On November 27, 2024, TNMP filed a petition to update its TCRF, effective for billings on and after March 1, 2025.
6. On December 19, 2024, TNMP filed an amended petition.
7. TNMP seeks approval of an adjustment to its TCRF rider to account for changes in wholesale transmission rates approved or allowed by the Commission for wholesale transmission providers, as shown in the amended petition filed on December 19, 2024. The

changes in the wholesale transmission rates were approved by the Commission in the following dockets:

Company	Docket No.
GEUS (Formerly Greenville)	56357
Wind Energy Transmission Texas	56602
Electric Transmission Texas	56761
Texas-New Mexico Power Company	56860
AEP Texas	56165
South Texas Electric Coop	56639
San Bernard Electric Coop	56639
Lubbock Power & Light	54657
Fayette Electric Coop	55958
Kerrville Public Utility Board	56097
New Braunfels Utilities	55950
Guadalupe Valley Electric Coop	56601
Pedernales Electric Coop	56232
Bluebonnet Electric Coop	56400
Lower Colorado River Authority (LCRA TSC)	55867
AEP Texas RCE	56165
Lubbock Power & Light RCE	54657
Lower Colorado River Authority (LCRA TSC) RCE	55867

8. TNMP's petition reflects a \$76,338,641 total revenue requirement.
9. In Order No. 2 filed on December 18, 2024, the administrative law judge (ALJ) deemed the petition sufficient.

Eligibility for TCRF Update

10. TNMP's last TCRF update was approved on July 19, 2024, in Docket No. 56677.¹
11. This petition is TNMP's second requested TCRF update initiated in 2024.

Notice

12. On November 27, 2024, TNMP served a copy of the petition via electronic mail, fax, or first-class mail on the Office of Public Utility Counsel, and all retail electric providers authorized to provide service in TNMP's service area at the time the application was filed.
13. On December 3, 2024, TNMP filed the affidavit of Cathie Piontek, TNMP's authorized representative, attesting to the provision of notice as specified above.

¹ *Petition of Texas-New Mexico Power to Update its Transmission Cost Recovery Factor*, Docket No. 56677, Notice of Approval (July 19, 2024).

14. In Order No. 2 filed on December 18, 2024, the ALJ deemed the notice sufficient.

Evidentiary Record

15. In Order No. 4 filed on January 9, 2025, the ALJ admitted the following evidence into the record:

- a. TNMP's petition for approval of TRCF update, including all attachments, filed on November 27, 2024;
- b. TNMP's affidavit of Ms. Piontek filed on December 3, 2024;
- c. Commission Staff's recommendation on sufficiency of the petition and notice filed on December 17, 2024;
- d. TNMP's amended petition for approval of TCRF update, including all attachments, filed on December 19, 2024; and
- e. Commission Staff's recommendation on final disposition filed on December 31, 2024.

Informal Disposition

16. More than 15 days have passed since completion of the notice provided in this docket.
17. No person filed a protest or motion to intervene.
18. Commission Staff and TNMP are the only parties to this proceeding.
19. No party requested a hearing, and no hearing is needed.
20. This decision is not adverse to any party.
21. Commission Staff recommended approval of the petition.

II. Conclusions of Law

The Commission makes the following conclusions of law.

1. The Commission has authority over this petition under PURA² §§ 32.001 and 32.101.
2. TNMP is an electric utility as defined in PURA §§ 11.004(1) and 31.002(6) and a transmission and distribution utility as defined in PURA § 31.002(19).

² Public Utility Regulatory Act. Tex. Util. Code §§ 11.001-66.016.

3. TNMP is an investor-owned DSP providing distribution services within the ERCOT region to retail electric providers and other distribution system customers, under 16 Texas Administrative Code (TAC) § 25.193.
4. TNMP provided notice of the petition in accordance with 16 TAC § 22.55.
5. The Commission processed the petition in accordance with the requirements of PURA, the Administrative Procedure Act,³ and Commission rules.
6. TNMP is authorized to update its TCRF on March 1 and September 1 of each year under 16 TAC § 25.193(b).
7. The petition meets the requirements of 16 TAC § 25.193(b).
8. The petition does not constitute a major rate proceeding as defined in 16 TAC § 22.2(27).
9. The petition meets the requirements for informal disposition in 16 TAC § 22.35.

III. Ordering Paragraphs

In accordance with these findings of fact and conclusions of law, the Commission issues the following orders.

1. The Commission approves TNMP's TCRF update.
2. The Commission approves TNMP's Tariff Rate Schedule 6.1.1.6.1 Rider TCRF — Transmission Cost Recovery Factor, Revision 46, which is marked as attachment B to TNMP's December 19, 2024 amended petition, effective for billings on and after March 1, 2025.
3. TNMP must issue notice to retail electric providers of the approved TCRF update within two business days of the Commission's final order.
4. Within 10 days of the date of the issuance of the Notice of Approval, TNMP must provide the Commission with a clean copy of Tariff Schedule 6.1.1.6.1 Rider TCRF — Transmission Cost Recovery Factor, Revision 46, with the proper effective date, to be stamped *Approved* and retained by Central Records.

³ Tex. Gov't Code §§ 2001.001-903.

5. The Commission denies all other motions and any other requests for general or specific relief, if not expressly granted in this Notice of Approval.

Signed at Austin, Texas the 9th day of January 2025.

PUBLIC UTILITY COMMISSION OF TEXAS



REBECCA BROMLEY-WILLIAMS
ADMINISTRATIVE LAW JUDGE