



**NOTICE OF REGULAR OPEN MEETING**  
**Thursday, September 4, 2025**  
**10:00 a.m.**  
**HYBRID MEETING**

Notice: This is a hybrid meeting which will be held in person and via Zoom. The public is welcome to attend the meeting in person at the Bokum Building, which is located at 142 W Palace Ave., Santa Fe, NM 87501. The public may also view the meeting remotely via a livestream on Youtube. Individuals wishing to provide public comment may do so via Zoom, or by phone; to sign up for public comment please contact Patrick Rodriguez at (505) 490-7910 or [public.comment@prc.nm.gov](mailto:public.comment@prc.nm.gov) no later than 5:00 p.m. the day before the meeting. Go to <https://www.prc.nm.gov/nmprc-open-meeting-agenda/> several minutes before the start of the meeting for a link to the livestream.

**AGENDA**

- I. CALL TO ORDER AND ROLL CALL**
- II. PLEDGE OF ALLEGIANCE/ STATE PLEDGE**
- III. CONSIDERATION AND APPROVAL OF THE AGENDA**
- IV. ANNOUNCEMENTS**
  - A. Office of General Counsel**
  - B. Commissioners**
- V. PUBLIC COMMENT**
- VI. EMPLOYEE OF THE MONTH**
- VII. APPROVAL OF PRIOR MEETING MINUTES**
  - Minutes for August 7, 2025 Regular Open Meeting**
- VIII. CONSENT ACTION ITEMS**
  - Utility Matters**

1)	25-00019-UT Russell Fisk	IN THE MATTER OF THE JOINT APPLICATION OF FOXTAIL FLATS SOLAR, LLC AND FOUR MILE MESA SOLAR, LLC FOR LOCATION APPROVAL OF SOLAR GENERATION AND BATTERY ENERGY STORAGE FACILITIES AND ASSOCIATED TRANSMISSION FACILITIES PURSUANT TO NMSA § 62-9-3; AND RIGHT-OF-WAY WIDTH DETERMINATION PURSUANT TO NMSA § 62-9-3.2  <u>POTENTIAL ORDER CONCERNING RECOMMENDED DECISION</u>
2)	25-00034-UT Russell Fisk	IN THE MATTER OF THE COMMISSION'S 2025 REVIEW OF IMPACTS OF THE NEW MEXICO TELECOMMUNICATIONS ACT AND REPORT TO THE LEGISLATURE, PURSUANT TO NMSA 1978, SECTION 63-9A-21  <u>POTENTIAL ORDER CLOSING DOCKET</u>
3)	25-00041-UT William Mount	IN THE MATTER OF THE PETITION OF NEW MEXICO ENERGY, MINERALS, AND NATURAL RESOURCES DEPARTMENT TO COMMENCE RULEMAKING OR TAKE ADMINISTRATIVE NOTICE OF PROPOSAL REGARDING HYDROGEN ELECTRIC GENERATION FACILITIES AS ZERO CARBON RESOURCES  <u>POTENTIAL ORDER</u>

## IX. REGULAR ACTION ITEMS

### Utility Matters

1)	23-00072-UT Russell Fisk	IN THE MATTER OF PUBLIC SERVICE COMPANY OF NEW MEXICO'S PETITION FOR VARIANCES NUNC PRO TUNC FROM THE REQUIREMENTS OF RULE 17.9.568 NMAC  <u>POTENTIAL ORDER CONCERNING PUBLIC SERVICE COMPANY OF NEW MEXICO'S APPLICATION FOR APPROVAL OF PROPOSED PLAN FOR COMPLIANCE</u>
2)	24-00154-UT Russell Fisk	IN THE MATTER OF EL PASO ELECTRIC COMPANY'S APPLICATION FOR APPROVAL OF ITS 2025-2027 ENERGY EFFICIENCY AND LOAD MANAGEMENT PLAN, UTILITY INCENTIVE AND REVISED RATE NO. 17- EFFICIENT USE OF ENERGY RECOVERY FACTOR

		<u>POTENTIAL ORDER CONCERNING MOTION TO ADJUST PLAN EXPENDITURES</u>
3)	25-000XX-UT Russell Fisk	IN THE MATTER OF AN ORDER TO SHOW CAUSE AS TO WHY SVOE, LLC, SHOULD NOT BE FOUND TO HAVE VIOLATED ITS BID COMMITMENTS  <u>POTENTIAL ORDER OPENING DOCKET AND ORDER TO SHOW CAUSE</u>

## IX. DISCUSSION

The Commission may go into Closed Session to discuss these items pursuant to NMSA 1978 § 10-15- 1H, where applicable.

1)	25-00029-UT Eugene Evans	<u>IN THE MATTER OF APPLICATIONS FOR 2026 BROADBAND PROGRAM SUPPORT FROM THE STATE RURAL UNIVERSAL SERVICE FUND, AS PER 17.11.10.31 NMAC</u>  <u>STAFF'S PRESENTATION ON 2026 BROADBAND PROGRAM APPLICATIONS</u>
2)	Ed Rilkoff Utility Division Director	STATUS UPDATE & REPORT ON COMMISSION APPROVED RESOURCE PROJECTS

## X. COMMUNICATIONS WITH CHIEF OF STAFF

## XI.COMMUNICATIONS WITH COMMISSIONERS

## XII.ADJOURNMENT

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To obtain a copy of this agenda please log in to the Commission's website at <https://www.prc.nm.gov/>.

At any time during the Open Meeting the Commission may close the meeting to the public to discuss matters not subject to the New Mexico Open Meetings Act. The Commission may revise the order of the agenda items considered at this Open Meeting.

Notice is hereby given that the Commission may request that any party answer clarifying questions or provide an oral argument with respect to any matter on the agenda. If the Commission makes such a request, any party present at the meeting, either in person or by telephone, shall have an equal opportunity to respond to such questions or argument. In the event a party whose case is on the agenda chooses not to appear, the absence of that party shall not cause such discussion or argument to become ex-parte communications.

## PERSONS WITH DISABILITIES

**If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, or for a summary or other type of accessible format of public documents, please contact the Office of Director of Administrative Services of the Commission at (505) 827-8019 as soon as possible prior to the meeting.**

### **PUBLIC COMMENT**

All members of the public wishing to provide public comment may do so via Zoom, or by telephone. Individuals wishing to comment must sign up by contacting Patrick Rodriguez at [public.comment@prc.nm.gov](mailto:public.comment@prc.nm.gov) or (505) 490-7910 as soon as possible before the start of the meeting. When sending an email to sign up for public comment please identify the name of the commentor(s), the name of the organization they represent (if any), and the topic or issue on which they desire to comment. The portion of the agenda allocated for public comment at any one open meeting shall be limited to a maximum of 30 minutes for all persons wishing to provide comment. The order of speakers will be based on the order in which speakers sign up, but public officials may be taken out of order. If a speaker is not present at the time he or she is called to provide comment, that speaker shall forfeit their opportunity to speak. Public comment by an individual or entity shall be limited to no more than three (3) minutes unless the Commission acts to extend the period. If the number of individuals on the sign-up sheet desiring to provide comment should exceed the allotted 30-minute period, the Chair may limit individual remarks to a shorter time period. Individuals represented by or representing a common organization or association may be asked to select one individual to act as spokesperson to speak for the group. Individuals who sign up to comment, but either fail to do so or choose to speak for less than their allotted time, may not cede or yield their time to another speaker. Written comments of individuals who cannot be physically present may not be read aloud at the meeting but may be submitted to the Commission. The subject matter of public comments shall be relevant to matters within the Commission's jurisdiction. Public comment will not be permitted on pending rulemaking proceedings before the Commission once the opportunity for public comment in those proceedings has closed. Public comment by parties to a proceeding or adjudication pending before the Commission will not be permitted where the comment concerns matters at issue in such proceeding. The Chair shall retain the right to stop any speaker who raises an issue that is not under the Commission's jurisdiction or is subject to the restrictions above. Public comment will be received without Commission comment or response. However, individual Commissioners may, at their option seek clarification or additional information from speakers through the Chair. No speakers will be accommodated after the public comment portion of the agenda has closed. The Chair retains the right to exercise discretion in the implementation of this policy and may override the above rules in case of emergency or other unforeseen circumstances.

Speakers providing comment shall at all times conduct themselves in accordance with proper decorum. Profane or vulgar language or gestures will not be tolerated. Audience members shall not disrupt an open meeting by speaking without being recognized by the Commission and shall not incite others to do so. The Commission retains the right to remove disruptive attendees and individuals who fail to conduct themselves in accordance with these provisions from the Commission meeting.