

EL PASO ELECTRIC COMPANY

ADVICE NOTICE NO. 310

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**NEW MEXICO PUBLIC REGULATION COMMISSION
OF THE STATE OF NEW MEXICO**

El Paso Electric Company (EPE) hereby gives notice to the public and the Commission of the filing and publishing of the following changes in its Rates, which are attached hereto:

RATES

Rate Number	Title of Rate	Cancelling Rate Number	Date Effective	
12 th Revised Rate No. 15	Miscellaneous Service Charges	11th Revised Rate No. 15	07/12/2025	X

FORMS

Sample Form Number	Title of Form	Cancelling Form Number	Date Effective	
First Revised Form No. 42	Advanced Metering System Acknowledgement Opt-Out Form	Original Form No. 42	07/12/2025	X

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Signature/Title /s/James Schichtl
James Schichtl
**Vice President – Customer and
Regulatory Solutions**

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RATE SCHEDULES

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Rate Schedule Number	<u>Title</u>	
14 th Revised Rate 1	Residential Service Rate	
16 th Revised Rate 3	Small General Service Rate	
16 th Revised Rate 4	General Service Rate	
16 th Revised Rate 5	Irrigation Service Rate	
13 th Revised Rate 7	City and County Service Rate	
13 th Revised Rate 8	Water, Sewage, Storm Sewage Pumping or Sewage Disposal Rate	
13 th Revised Rate 9	Large Power Service Rate	
15 th Revised Rate 10	Military Research and Development Power Rate	
14 th Revised Rate 11	Street Lighting Service Rate	
14 th Revised Rate 12	Private Area Lighting Rate	
12 th Revised Rate 15	Miscellaneous Service Charges	X
44 th Revised Rate 16	Purchased Power Service	
13 th Revised Rate 17	Efficient Use of Energy Recovery Factor (EUERF)	
20 th Revised Rate 18	Fuel and Purchased Power Cost Adjustment Clause (FPPCAC)	
12 th Revised Rate 19	Seasonal Agriculture Processing Service Rate	
11 th Revised Rate 21	Supplementary Power Service for Cogeneration and Small Power Production Facilities	
12 th Revised Rate 22	Backup Power Service for Cogeneration and Small Power Production Facilities	

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Signature/Title /s/James Schichtl
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12 th Revised Rate 23	Maintenance Power Service for Cogeneration and Small Power Production Facilities
12 th Revised Rate 24	Curtailable Power Service for Cogeneration and Small Power Production Facilities
10 th Revised Rate 25	Outdoor Recreational Lighting Service Rate
9 th Revised Rate 26	State University Service Rate
7 th Revised Rate 29	Noticed Interruptible Service for Rate Large Power Service
7 th Revised Rate 30	Load Retention Rate
8 th Revised Rate 38	Renewable Portfolio Standard (RPS) Cost Rider
1 st Revised Rate 39	Economic Development Rate
1 st Revised Rate 42	Experimental Electric Vehicle Charging Rate (EEVC)
2 nd Revised Rate 44	Transportation Electrification Plan (TEP) Cost Rider
3 rd Revised Rate 46	Advanced Metering System Rider (AMS)
2 nd Revised Rate 47	Community Solar Program Rate
1 st Revised Rate 47.1	Community Solar Program Administrative Cost Rider Rate
Original Rate 48	Pilot Residential Time-Varying Rate
Original Rate 49	Pilot Small General Service Time-Varying Rate

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Signature/Title /s/James Schichtl
James Schichtl
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Regulatory Solutions

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CANCELLING ELEVENTH REVISED RATE NO. 15**X
X**MISCELLANEOUS SERVICE CHARGES**

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APPLICABILITY

Service charges under this rate schedule are applicable to all Customers. The Company will charge for these services and/or functions in addition to those that are a normal utility service and provided for under the rate schedules of the Company.

TERRITORY

Areas served by the Company in Doña Ana, Sierra, Otero and Luna Counties.

SERVICE CHARGES

Description of Charge	Standard	Opt-Out
New Service Start - No Field Activity Required	\$ 3.00	\$ 3.00
New Service Start - Field Activity Required	\$ 10.25	\$ 16.00
New Service Start - No Existing Meter (Standard Rate)	\$ 49.00	\$ 49.00
New Service Start - No Existing Meter (Non-Standard Rate)	\$ 262.00	\$ 262.00
Monthly Fee for Opt-Out Metering Service	N/A	\$6.72
One-Time Fee for Opt-Out Service (Keep Existing Meter)	N/A	\$40.65
One-Time Fee for Opt-Out Service (Digital Non-Communicating Meter before advanced meter installed)	N/A	\$77.57
One-Time Fee for Opt-Out Service (Digital Non-Communicating Meter after advanced meter installed)	N/A	\$105.20
Energy Diversion Charge	\$ 291.00	\$ 291.00
Energy Diversion With Damage Charge	\$ 484.00 minimum	\$ 484.00 minimum
Meter Seal Replacement Charge	\$ 11.00	\$ 11.00
No Access To Equipment Charge – Field Activity Required	\$ 15.00	\$ 15.00
No Access To Equipment Charge – Enhanced Field Activity Required	\$ 33.00 minimum	\$ 33.00 minimum
“No Light” Service Call Charge (Standard Rate)	\$ 30.00	\$ 30.00
“No Light” Service Call Charge (Non-Standard Rate)	\$ 253.00	\$ 253.00
Non-Pay Reconnect Charge @ Meter (up to 200 amps or single-phase)	\$ 21.50	\$ 35.00
Non-Pay Reconnect Charge @ Meter (over 200 amps or three-phase)	\$35.00	\$35.00

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James Schichtl
Vice President – Regulatory
Operations and Resource Strategy

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Non-Pay Reconnect Charge @ Pole (up to 200 amps or single-phase)	\$ 90.50	\$ 157.00
Non-Pay Reconnect Charge @ Pole (over 200 amps or three-phase)	\$157.00	\$157.00
Pulse Metering Equipment Installation	\$ 277.00	\$ 277.00
Pulse Metering Equipment Repair	\$ 77.00	\$ 77.00
Returned Payment Charge	\$ 21.00	\$ 21.00
Requested Meter Test Charge (Single Phase)	\$ 69.00	\$ 69.00
Requested Meter Test Charge (Three Phase)	\$ 149.00	\$ 149.00
Temporary Overhead Connection Charge	\$ 180.00	\$ 180.00
Temporary Underground Connection Charge	\$ 180.00	\$ 180.00
Unable to Connect Requested Service for Failed Inspection	\$ 77.00	\$ 77.00
Facilities Rental Charge (Monthly)	0.7818% of cost	0.7818% of cost
Special Bill Analysis Charge	\$ 74.00 minimum	\$ 74.00 minimum
Non-Routine Miscellaneous Charge	At cost	At cost
Out of Cycle Meter Reading Charge	\$ 8.75	\$ 14.00

MISCELLANEOUS CHARGE DESCRIPTIONS**NEW SERVICE START – NO FIELD ACTIVITY REQUIRED**

The charge for a new service account setup or name change at a service location with an existing meter due to a change of responsible party, tenant or owner where no field activity, e.g., meter reading, is required.

NEW SERVICE START – FIELD ACTIVITY REQUIRED

The charge for a new service account setup or name change at a service location with an existing meter due to a change of responsible party, tenant or owner where the Company determines that a field activity, e.g., meter reading, is required or that the meter must be reconnected.

NEW SERVICE START – NO EXISTING METER (STANDARD RATE)

The charge for a new service account setup and service wires and a meter are installed for the first time to a new premise or point of service to initiate a new electric service account. The Standard Rate is charged when a Customer requests that the service installation be scheduled during normal

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Company work hours. Normal Company work hours shall be 7:00 a.m. to 8:00 p.m., Monday through Friday, and 7:00 a.m. to 3:30 p.m. on Saturday, excluding holidays.

NEW SERVICE START – NO EXISTING METER (NON-STANDARD RATE)

The charge for a new service account setup and service wires and meter are installed for the first time to a new premise or point of service to initiate a new electric service account. The Non-Standard Rate is charged when a Customer requests same-day connection, or outside of normal Company work hours. Normal Company work hours shall be 7:00 a.m. to 8:00 p.m., Monday through Friday, and 7:00 a.m. to 3:30 p.m. on Saturday, excluding holidays.

MONTHLY FEE FOR OPTING-OUT OF ADVANCED METERING SERVICE

The fee will be charged monthly to all customers who are opted out of advanced metering service pursuant to Form No. 42. X
X

ONE-TIME FEE FOR OPTING-OUT OF ADVANCED METERING SERVICE (KEEP EXISTING METER)

The one-time fee will be charged to all customers who are opted out of advanced metering service pursuant to Form No. 42 and who keep their existing meter. Payment for this one-time fee must be received within 60 days of receiving a utility notice for this service. X
X

ONE-TIME FEE FOR OPTING-OUT OF ADVANCED METERING SERVICE (DIGITAL NON-COMMUNICATING METER BEFORE ADVANCED METER INSTALLED)

The one-time fee will be charged to all customers who are opted out of advanced metering service pursuant to Form No. 42 and who request a new non-communicating metering device or whose current meter fails a safety and/or accuracy test and is replaced with a new non-communicating metering device. Payment for this one-time fee must be received within 60 days of receiving a utility notice for this service. X
X
X
X

ONE-TIME FEE FOR OPTING-OUT OF ADVANCED METERING SERVICE (DIGITAL NON-COMMUNICATING METER AFTER ADVANCED METER INSTALLED)

The one-time fee will be charged to all customers who are opted out of advanced metering service pursuant to Form No. 42 after an advanced meter was installed and is replaced with a new non-communicating metering device. X
X
X

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Operations and Resource Strategy

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ENERGY DIVERSION CHARGE

The charge for the detection and confirmation of any incidence of tampering or interference with a meter installation, or by other means that prevent the proper operation thereof. This includes theft of service by any person on the Customer's premises, or the evidence of such tampering, interfering, or theft of service (energy diversion). The Company will maintain evidence as required and a notice will be left at the Customer's premise when possible.

In addition, the Customer will pay the disconnect charge and the estimated cost of power and energy not recorded on the meter by reason of energy diversion at the applicable rate using the Company's best estimated data.

ENERGY DIVERSION WITH DAMAGE CHARGE

The minimum charge for the detection and confirmation of any incidence of tampering or interference with a meter installation, or by other means that prevent the proper operation thereof, resulting in damage to the Company's equipment which requires replacement. This includes theft of service by any person on the Customer's premises, or the evidence of such tampering, interfering, or theft of service (energy diversion). The Company will maintain evidence as required and a notice will be left at the Customer's premise when possible.

In addition, the Customer will pay the disconnect charge and the estimated cost of power and energy not recorded on the meter by reason of energy diversion at the applicable rate using the Company's best estimated data.

The Customer shall be responsible for any additional cost incurred by the Company.

METER SEAL REPLACEMENT CHARGE

The charge for the replacement of the Company's meter seal on the meter at the Customer's premises when the seal has been broken or removed.

NO ACCESS TO EQUIPMENT CHARGE – FIELD ACTIVITY

The charge for the Customer's failure to provide access to the Company's equipment, e.g., the meter, and Company service personnel must be sent back to the premise to access the Company's equipment, e.g., to obtain a physical meter reading.

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NO ACCESS TO EQUIPMENT CHARGE – ENHANCED FIELD ACTIVITY

The minimum charge for the Customer's failure to provide access to the Company's equipment, e.g., the meter, and additional Company service personnel must be sent back to the premise access the Company's equipment, e.g., to obtain a physical meter reading.

The Customer shall be responsible for any additional cost incurred by the Company.

"NO LIGHT" SERVICE CALL CHARGE (STANDARD RATE)

The charge when a Customer calls the Company to report "No Lights" and requests Company service personnel be dispatched to the Customer premises and it is determined that the "No Light" condition was caused by a problem in the Customer-owned wiring or equipment on the Customer's side of the point of delivery. The Standard Rate is charged when a Customer requests that the "No Light" service call be scheduled during normal Company work hours. Normal Company work hours shall be 7:00 a.m. to 8:00 p.m., Monday through Friday, and 7:00 a.m. to 3:30 p.m. on Saturday, excluding holidays.

"NO LIGHT" SERVICE CALL CHARGE (NON-STANDARD RATE)

The charge when a Customer calls the Company to report "No Lights" and requests Company service personnel be dispatched to the Customer premises and it is determined that the "No Light" condition was caused by a problem in the Customer-owned wiring or equipment on the Customer's side of the point of delivery. The Non-Standard Rate is charged when a Customer requests that the "No Light" service call be scheduled outside of normal Company work hours. Normal Company work hours shall be 7:00 a.m. to 8:00 p.m., Monday through Friday, and 7:00 a.m. to 3:30 p.m. on Saturday, excluding holidays.

NON-PAY RECONNECT CHARGE @ METER

The charge when the Customer requests reconnection of electric service following a disconnection of service due to the non-payment of the Customer's bill. All reconnections will be scheduled for same day or next day, during normal Company work hours. Normal Company work hours shall be 7:00 a.m. to 8:00 p.m., Monday through Friday, and 7:00 a.m. to 3:30 p.m. on Saturday, excluding holidays.

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NON-PAY RECONNECT CHARGE @ POLE

The charge for the reconnection of electric service when the Customer was disconnected at the pole or riser for non-payment of its bill and Company personnel were unable to gain access to the meter for disconnection due to a condition at the Customer's premise (i.e., locked gate, dog, blocked meter, fence, etc.). Reconnection will be made on a next-day or scheduled basis during normal Company work hours. Normal Company work hours shall be 7:00 a.m. to 8:00 p.m., Monday through Friday, and 7:00 a.m. to 3:30 p.m. on Saturday, excluding holidays.

PULSE METERING EQUIPMENT INSTALLATION

The charge when the Customer requests that the Company install an isolation relay and output wiring to provide output electric pulses for the purpose of load management and energy conservation.

PULSE METERING EQUIPMENT REPAIR

The charge when the Customer requests that the Company repair pulse metering equipment due to a loss of pulse and it is determined that the cause is a problem in Customer-owned wiring or equipment on the Customer's side of the point of delivery.

RETURNED PAYMENT CHARGE

The charge for each payment made by check, bank draft, credit card, debit card, or other electronic means that is returned to the Company without payment.

REQUESTED METER TEST (SINGLE PHASE)

Upon request by a Customer, the Company will test the accuracy of the meter serving that Customer. If initially requested, the Customer or their representative may be present during the meter test. The Company will provide reasonable advance notification of the date, time, and location of the test. A report of the test results will be made to the Customer within a reasonable time after completion of the test.

The charge will be made if the meter has been previously tested by the Company or by an authorized agency within a period of eighteen (18) months from the date of the requested test. The charge reflects the Company's cost to test the meter in accordance with 17.9.560.14 NMAC (Inspection and

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Tests). If the meter is found to be more than two percent (2%) in error pursuant to 17.9.560.14 NMAC, the charge will be refunded in accordance with 17.9.560.12 NMAC (Customer Relations).

REQUESTED METER TEST (THREE PHASE)

Upon request by a Customer, the Company will test the accuracy of the meter serving that Customer. If initially requested, the Customer or their representative may be present during the meter test. The Company will provide reasonable advance notification of the date, time, and location of the test. A report of the test results will be made to the Customer within a reasonable time after completion of the test.

The charge will be made if the meter has been previously tested by the Company or by an authorized agency within a period of eighteen (18) months from the date of the requested test. The charge reflects the Company's cost to test the meter and is made in accordance with 17.9.560.14 NMAC (Inspection and Tests). If any meter is found to be more than two percent (2%) in error pursuant to 17.9.560.14 NMAC, the charge will be refunded in accordance with 17.9.560.12 NMAC (Customer Relations).

TEMPORARY OVERHEAD CONNECTION CHARGE

The charge when a Customer requests temporary overhead service and single or three phase 120/240 volt service is ninety (90) feet or less from the Customer's point of delivery.

If the desired type of service is not single or three phase 120/240 volt service and/or is over ninety (90) feet from the Customer's point of delivery, temporary service will be provided only when the Customer pays the entire cost of installing and removing the necessary overhead facilities in advance to the Company.

TEMPORARY UNDERGROUND CONNECTION CHARGE

The charge when a Customer requests temporary underground service and single or three phase 120/240 volt service is available at the Customer's point of delivery.

If the desired type of service is not single or three phase 120/240 volt service and/or is not available at the Customer's point of delivery, temporary service will be provided only when the Customer pays the entire cost of installing and removing the necessary facilities to provide the temporary service in advance to the Company.

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UNABLE TO CONNECT REQUESTED SERVICE FOR FAILED INSPECTION

The charge when the Customer or Customer's electrical contractor applies for service and the Company is unable to connect the service due to a failed inspection for failure to meet applicable codes.

FACILITIES RENTAL CHARGE

The charge calculated and assessed on the replacement cost of equipment or facilities owned and maintained by the Company (excluding substation facilities) when the Customer elects to rent the equipment or facilities from the Company rather than own them.

SPECIAL BILLING ANALYSIS CHARGE

The Company encourages Customers to access its online service that provides Customer usage and billing information free of charge through EPE's web portal at www.epelectric.com. In the event the Customer would like the Company to perform this activity, this minimum charge will be assessed each time a Customer requests and the Company provides a manually prepared billing history or special billing analysis or rate comparison. The charge will equal the Company's cost of fulfilling the request, including but not limited to labor, overheads, materials, and data processing expenses, or the minimum charge, whichever is greater.

NON-ROUTINE MISCELLANEOUS CHARGE

The charge is in addition to the costs for services performed by the Company at the request of the Customer and upon acceptance of the request by the Company and which are not covered by a specific rate schedule or service charge. The Customer will be charged the reasonable costs incurred in performing the requested service including but not limited to labor, materials, parts, special equipment, transportation, meter testing and related overhead costs.

OUT OF CYCLE METER READING CHARGE

The charge will be made when a Customer requests a re-read of their meter outside the Company's scheduled reading cycle for the Customer's meter, and the Company determines the out of cycle reading to be within acceptable parameters pursuant to 17.9.560.14 NMAC (Inspection and Tests).

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Operations and Resource Strategy

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<u>Sample Form No.</u>	<u>Title of Form</u>
Form 01	Retail Service Bill Forms (Seventh Revised) Retail Service Bill Form Residential Service: Residential Service Charges Residential/Lighting Charges Residential/Delinquent Balance Residential/Bank Draft Residential/Agreement Amount Residential/Budget Plan Residential/Final Bill Amount Residential Charges/TOU Residential/Small System REC Purchase Small Commercial Service Small Commercial Service Small Commercial Service/Church Rider Small Commercial Service/Small System REC Purchase Small Commercial Service/Medium System REC Purchase Small Commercial Service/Experimental TOU General Service General Service/Seasonal General Service/TOU General Service/Lighting Irrigation Service/Standard Irrigation Service/TOU City-County Service Water, Sewage, Storm Sewage Pumping and Sewage Disposal Rate Seasonal Agriculture Processing Outdoor Recreational Lighting Service
Form 02	Retail Service Bill Forms (Fifth Revised) Retail Service Bill Form – White Large Power Service State University Service Noticed Interruptible Service for Large Power Service Load Retention Rate Military Research & Development Voluntary Renewable Energy for Residential Service

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	Voluntary Renewable Energy for Small Commercial Service
	Voluntary Renewable Energy for General Service
Form 03	Deposit Receipt Form (First Revised)
Form 04	Company Meter Reading Card (First Revised)
Form 05	Customer Meter Reading Card (Self) (First Revised)
Form 08	Agreement Authorizing Bank Deduction (Second Revised)
Form 09	Notice of Your Rights and Responsibilities (Fourth Revised)
Form 10	Returned Check Notice (First Revised)
Form 11	Cashier's Coupon (First Revised)
Form 12	Invoice (Second Revised)
Form 14	Agreement for Payment of Past Due Bills (Second Revised)
Form 15	Residential Customer Handbook (Second Revised)
Form 16	Agreement for the Purchase of Electric Service (First Revised)
Form 17	Private Area Lighting Service Agreement (First Revised)
Form 18	Contract Agreements – Cogeneration and Small Power Production (Second Revised)
Form 19	Reminder Notice (First Revised)
Form 20	Termination Notice - 15 Day Disconnect (Second Revised)
Form 21	Application to Interconnect by Qualifying Cogeneration or Small Power Production Facility (Second Revised)
Form 22	Notify For Delinquent Amount (Third Revised)
Form 23	Disconnect Notice – 15 Day Moratorium (First Revised)
Form 24	A Handbook for Seniors (First Revised)
Form 25	Meter Reader Called Today (First Revised)
Form 26	Default in Payment of Agreement (First Revised)
Form 27	Deposits (First Revised)
Form 28	Level Monthly Payment Plan (First Revised)
Form 29	Account Adjustment (First Revised)
Form 30	Cash Payment (First Revised)
Form 31	Meter Reading (First Revised)
Form 32	Alternate Time-of-Use Residential Agreement (Second Revised)
Form 33	Application for the Purchase of Small System Renewable Energy Certificates (RECs) (Third Revised)
Form 34	Application for the Purchase of Medium System Renewable Energy Certificates (RECs) (Third Revision)
Form 35	Notice of Self Certification (Original)
Form 36	NM Residential Heating Season Moratorium (Original)
Form 37	Application for the Purchase of Large System Renewable Energy Certificates

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James Schichtl
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	(RECs) (Second Revision)	
Form 38	Standard Interconnection Application for Generating Facilities with a Rated Capacities Greater Than 100 kW and Up To 1,000 kW AC (Third Revision)	
Form 39	Interconnection Agreement for Generating Facilities with a Rated Capacity No Greater Than 10 MW and Not Qualified For Simplified Interconnection (Third Revision)	
Form 40	Simplified Interconnection Application for Certified Inverter-Based Generating Facilities with a Rated Capacity Up To and Including 10 kW AC (First Revision)	
Form 41	Standard Interconnection Application for Generating Facilities with Rated Capacities Greater Than 10 kW and Up To 100 kW AC (First Revision)	
Form 42	Advanced Metering System Opt-Out Acknowledgement Form (First Revision)	X

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**EL PASO ELECTRIC COMPANY
FIRST REVISED SAMPLE FORM NO. 42
CANCELLING ORIGINAL SAMPLE FORM NO. 42**

**ADVANCED METERING SYSTEM
OPT-OUT ACKNOWLEDGEMENT FORMS**

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(SEE ATTACHMENT)

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Signature/Title _____

**James Schichtl
Vice President – Customer and Regulatory
Solutions**

Pre-AMS Installation Opt-Out Form for Electronic Signature

[DATE]
 [CUSTOMER NAME]
 [MAILING ADDRESS]
 [MAILING CITY STATE ZIP]

Dear El Paso Electric (EPE) Customer,

In its Case No. 21-00269-UT, the New Mexico Public Regulation Commission (NMPRC or Commission) approved El Paso Electric's (EPE's) request to implement an Advanced Metering System (AMS), and the advanced meters will become EPE's standard meters. However, a customer may choose to opt out of advanced metering installation and service (referred to as "opt-out metering service").

You may request that EPE not install an advanced meter at your premise. In order to retain the existing meter or to choose a digital non-communicating meter option, you must electronically sign this document and submit payment of the applicable Non-Refundable One-Time Fee listed below by [MM/DD/YYYY]. EPE cannot initiate the process to provide opt-out metering service before it has received your payment and an electronically signed acknowledgement form. Once your request has been completed, you will also be required to pay the Monthly Fee shown below, which will be included in your monthly electric bill.

If you refuse the installation of an advanced meter at your premise and do not sign the Opt-Out form, you will automatically be opted out of the AMS program. Your existing meter will remain in place or, at your request, may be replaced with a digital non-communicating meter, and you will be charged the Commission Approved Fees below. X
X
X

If you have any questions regarding EPE's Smart Meter program or Opt-Out Metering Service, please call EPE Customer Service at (575) 526-5555.

Commission Approved Fees

Non-Refundable One-Time Fee (Options):

- | | |
|--|----------|
| <input type="checkbox"/> Option A: Retain existing meter* | \$ 40.65 |
| <input type="checkbox"/> Option B: Replace existing meter with a digital non-communicating meter | \$ 77.57 |

Monthly Fee** (same for all meter types): \$ 6.72

**If your existing meter does not meet accuracy and safety standards, it must be replaced with a digital non-communicating meter, and the Option B fee will apply instead.*

***The Monthly Fee is in addition to all other applicable charges, including charges for electric service and the monthly AMS Rider, and is subject to change upon approval by the NMPRC.*

Be advised of the following limitations for opt-out metering service:

- You will be required to pay the non-refundable costs associated with the initiation of opt-out metering service and the ongoing costs associated with the manual reading of the meter, billing, and other fees and charges that may be assessed by EPE that are associated with the opt-out metering service.
- You may experience longer restoration times in case of a service interruption or outage.
- You are required to provide EPE with sufficient access to properly operate and maintain the meter, including reading and testing the meter.

In order to complete your request to retain the existing meter or replace it with a digital non-communicating meter option, you must:

- Select one of the Non-Refundable One-Time Fee options above,
- Electronically sign the acknowledgement form, and
- Pay the applicable Non-Refundable One-Time Fee listed above for your selected option.

Failure to complete these steps by [MM/DD/YYYY] will result in the replacement of your existing meter with a standard advanced meter.

Acknowledgement: I understand and accept the above fees, requirements, and limitations associated with opt-out metering service and hereby request that you initiate opt-out metering service at the address above.

X

ELECTRONIC SIGNATURE

Electronic Signature Acknowledgment

Upon receiving an electronic acknowledgement that the customer has signed the form, a new page will display with the following:

You have successfully signed the request to proceed with opting out of an advanced meter. To complete this transaction, you must submit the one-time fee of \$[amount for option selected]. Payment can be made via credit or debit card below.

Click here to pay for opting-out of advanced meter service.

Post-AMS Installation Opt-Out Form for Electronic Signature

[DATE]
[CUSTOMER NAME]
[MAILING ADDRESS]
[MAILING CITY STATE ZIP]

Dear El Paso Electric (EPE) Customer,

In its Case No. 21-00269-UT, the New Mexico Public Regulation Commission (NMPRC or Commission) approved El Paso Electric's (EPE's) request to implement an Advanced Metering System (AMS), and the advanced meters will become EPE's standard meters. However, a customer may choose to opt out of advanced metering installation and service (referred to as "opt-out metering service").

You may request that EPE replace the existing advanced meter at your premise with a digital non-communicating meter. In order to complete this request, you must electronically sign this document and pay the Non-Refundable One-Time Fee. EPE cannot initiate the process to provide opt-out metering service before it has received your payment and an electronically signed, acknowledgement form. Once your request has been completed, you will also be required to pay the Monthly Fee shown below, which will be included in your monthly electric bill.

However, if the Opt-Out form is not signed, you will automatically be opted out of the AMS program. Your existing advanced meter will be replaced with a digital non-communicating meter, and you will be charged the Commission Approved Fees below. X
X

If you have any questions regarding EPE's Smart Meter program or Opt-Out Metering Service, please call EPE Customer Service at (575) 526-5555.

Commission Approved Fees

Non-Refundable One-Time Fee:

- Replace existing advanced meter with a digital non-communicating meter \$105.20

Monthly Fee* (same for all meter types): \$ 6.72

**The Monthly Fee is in addition to all other applicable charges, including charges for electric service and the monthly AMS Rider, and is subject to change upon approval by the NMPRC.*

Be advised of the following limitations for opt-out metering service:

- You will be required to pay the non-refundable costs associated with the initiation of opt-out metering service and the ongoing costs associated with the manual reading of the meter, billing, and other fees and charges that may be assessed by EPE that are associated with the opt-out metering service.
- You may experience longer restoration times in case of a service interruption or outage.
- You are required to provide EPE with sufficient access to properly operate and maintain the meter, including reading and testing the meter.

Please electronically sign below if you wish to proceed with a digital non-communicating meter.

Your request will be completed within 30 days of receipt of the signed acknowledgement form and full payment of the Non-Refundable One-Time Fee.

Acknowledgement: I understand and accept the above fees, requirements, and limitations associated with opt-out metering service and hereby request that you initiate opt-out metering service at the address above.

X

ELECTRONIC SIGNATURE

Electronic Signature Acknowledgment

Upon receiving an electronic acknowledgement that the customer has signed the form, a new page will display with the following:

You have successfully signed the request to proceed with opting out of an advanced meter. To complete this transaction, you must pay a one-time fee of \$[amount for option selected]. Payment can be made via credit or debit card below or you may request that the fee be assessed on your next electric bill. Your request will be completed within 30 days after EPE receives payment.

Click here if you want to pay now and have the digital non-communicating meter installed in the next 30 days.

Click here if you want to have the fee assessed on your next electric bill and the digital non-communicating-meter installed within 30 days after EPE receives payment of that invoice.

Pre-AMS Installation Opt-Out Form for Hard Copy Signature

[DATE]
[CUSTOMER NAME]
[MAILING ADDRESS]
[MAILING CITY STATE ZIP]

Dear El Paso Electric (EPE) Customer,

In its Case No. 21-00269-UT, the New Mexico Public Regulation Commission (NMPRC or Commission) approved El Paso Electric's (EPE's) request to implement an Advanced Metering System (AMS), and the advanced meters will become EPE's standard meters. However, a customer may choose to opt out of advanced metering installation and service (referred to as "opt-out metering service").

You may request that EPE not install an advanced meter at your premise. In order to retain the existing meter or to choose a digital non-communicating meter option, you must sign this acknowledgement form and return it to EPE with the applicable Non-Refundable One-Time Fee listed below by [MM/DD/YYYY]. EPE cannot initiate the process to provide opt-out metering service before it has received your payment and this signed acknowledgement form. Once your request has been completed, you will also be required to pay the Monthly Fee shown below, which will be included in your monthly electric bill.

If you refuse the installation of an advanced meter at your premise and do not sign the Opt-Out form, you will automatically be opted out of the AMS program. Your existing meter will remain in place or, at your request, may be replaced with a digital non-communicating meter, and you will be charged the Commission Approved Fees below. X
X
X

If you have any questions regarding EPE's Smart Meter program or Opt-Out Metering Service, please call EPE Customer Service at (575) 526-5555.

Commission Approved Fees

Non-Refundable One-Time Fee (Options):

- | | |
|--|----------|
| <input type="checkbox"/> Option A: Retain existing meter* | \$ 40.65 |
| <input type="checkbox"/> Option B: Replace existing meter with a digital non-communicating meter | \$ 77.57 |

Monthly Fee** (same for all meter types): \$ 6.72

**If your existing meter does not meet accuracy and safety standards, it must be replaced with a digital non-communicating meter, and the Option B fee will apply instead.*

***The Monthly Fee is in addition to all other applicable charges, including charges for electric service and the monthly AMS Rider, and is subject to change upon approval by the NMPRC.*

Be advised of the following limitations for opt-out metering service:

- You will be required to pay the non-refundable costs associated with the initiation of opt-out metering service and the ongoing costs associated with the manual reading of the meter, billing, and other fees and charges that may be assessed by EPE that are associated with the opt-out metering service.
- You may experience longer restoration times in case of a service interruption or outage.
- You are required to provide EPE with sufficient access to properly operate and maintain the meter, including reading and testing the meter.

In order to complete your request to retain the existing meter or replace it with a digital non-communicating meter option, you must:

- Select one of the Non-Refundable One-Time Fee options above by checking the appropriate box,
- Sign below and return this acknowledgement form to EPE at the address below, and
- Enclose your payment of the applicable Non-Refundable One-Time Fee listed above for your selected option.

El Paso Electric
P.O. Box 982
El Paso, Texas 79960

Failure to complete these steps by [MM/DD/YYYY] will result in the replacement of your existing meter with a standard advanced meter.

Acknowledgement: I understand and accept the above fees, requirements, and limitations associated with opt-out metering service and hereby request that you initiate opt-out metering service at the address above.

Customer Signature Acknowledgment

Customer Account Number

Premise Address

Premise City, State, Zip Code

Customer Signature

Date

Customer Printed Name

Phone Number/Email

Post-AMS Installation Opt-Out Form for Hard Copy Signature

[DATE]
[CUSTOMER NAME]
[MAILING ADDRESS]
[MAILING CITY STATE ZIP]

Dear El Paso Electric (EPE) Customer,

In its Case No. 21-00269-UT, the New Mexico Public Regulation Commission (NMPRC or Commission) approved El Paso Electric's (EPE's) request to implement an Advanced Metering System (AMS), and the advanced meters will become EPE's standard meters. However, a customer may choose to opt out of advanced metering installation and service (referred to as "opt-out metering service").

You may request that EPE replace the existing advanced meter at your premise with a digital non-communicating meter. In order to complete this request, you must sign this acknowledgement form and pay the Non-Refundable One-Time Fee listed below. EPE cannot initiate the process to provide opt-out metering service before it has received your payment and signed acknowledgement form. Once your request has been completed, you will also be required to pay the Monthly Fee shown below, which will be included in your monthly electric bill.

However, if the Opt-Out form is not signed, you will automatically be opted out of the AMS program. Your existing advanced meter will be replaced with a digital non-communicating meter, and you will be charged the Commission Approved Fees below. X
X

If you have any questions regarding EPE's Smart Meter program or Opt-Out Metering Service, please call EPE Customer Service at (575) 526-5555.

Commission Approved Fees

Non-Refundable One-Time Fee:

- Replace existing advanced meter with a digital non-communicating meter \$105.20

Monthly Fee* (same for all meter types): \$ 6.72

**The Monthly Fee is in addition to all other applicable charges, including charges for electric service and the monthly AMS Rider, and is subject to change upon approval by the NMPRC.*

Be advised of the following limitations for opt-out metering service:

- You will be required to pay the non-refundable costs associated with the initiation of opt-out metering service and the ongoing costs associated with the manual reading of the meter, billing, and other fees and charges that may be assessed by EPE that are associated with the opt-out metering service.
- You may experience longer restoration times in case of a service interruption or outage.
- You are required to provide EPE with sufficient access to properly operate and maintain the meter, including reading and testing the meter.

Please sign below and return this acknowledgment form to the following address with your payment if you wish to proceed with a digital non-communicating meter.

El Paso Electric
P.O. Box 982
El Paso, Texas 79960

Your request will be completed within 30 days of receipt of the signed acknowledgement form and full payment of the Non-Refundable One-Time Fee.

Acknowledgement: I understand and accept the above fees, requirements, and limitations associated with opt-out metering service and hereby request that you initiate opt-out metering service at the address above.

Customer Signature Acknowledgment

Customer Account Number

Premise Address

Premise City, State, Zip Code

Customer Signature

Date

Customer Printed Name

Phone Number/Email

BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

IN THE MATTER OF EL PASO ELECTRIC)	
COMPANY’S ADVICE NOTICE NO. 310, FIRST)	
REVISED FORM 42 - ADVANCED METERING)	
SYSTEM OPT-OUT ACKNOWLEDGEMENT FORM)	
AND TWELFTH REVISED RATE NO. 15-)	Advice Notice No. 310
MISCELLANEOUS SERVICE CHARGES)	
)	
EL PASO ELECTRIC COMPANY,)	
Applicant		

**DECLARATION OF MANUEL CARRASCO IN SUPPORT OF THE PROPOSED REVISIONS
TO EL PASO ELECTRIC COMPANY’S ADVICE NOTICE NO. 310, FIRST REVISED FORM
NO. 42 – ADVANCED METERING SYSTEM OPT-OUT ACKNOWLEDGEMENT FORM AND
TWELFTH REVISED RATE NO. 15 – MISCELLANEOUS SERVICE CHARGES**

I, *Manuel Carrasco*, pursuant to Rule 1-011 NMRA, state as follows:

1. I affirm in writing under penalty of perjury under the laws of the State of New Mexico that the following statements are true and correct.
2. I am over 18 years of age and have personal knowledge of the facts stated herein. I am employed by El Paso Electric Company ("EPE" or "the Company") as the *Manager of Rate Research*.
3. The following Statements are in support of El Paso Electric Company’s Advice Notice No. 310, First Revised Form No. 42 – Advanced Metering System Opt-Out Acknowledgement Forms, and Twelfth Revised Rate No. 15 – Miscellaneous Service Charges.
4. Relevant to this filing, the New Mexico Public Regulation Commission (“NMPRC”) approved EPE’s Original Form No. 42 - Advanced Metering System Opt-Out Acknowledgement Forms (“Opt-Out Forms”) and related revisions to EPE’s Rate No. 15 to add service charges for customers electing to opt out of advanced metering service by Final Order in Docket No. 21-00269-UT, as part of EPE’s Advanced Metering System (“AMS”) program. The authorized Opt-Out Service Charges in Rate No. 15 were designed to recover from non-AMS customers the cost to continue to manually service, read, and bill them outside the advanced metering system.

5. EPE has substantially completed advanced meter installations in New Mexico, as authorized by NMPRC Final Order in Case No. 21-00269-UT. Of 130,361 customers eligible for AMS, roughly 137 have complied with Form 42 and signed the Opt-Out Form to affirmatively opt-out of AMS installation (“Opt-Out Customers”). The Opt-Out Customers have paid the one-time service charge and are being billed the applicable monthly charge for their opt-out service authorized in EPE’s Rate No. 15.

6. There are approximately 259 additional AMS-eligible customers that have not signed an Opt-Out Form, but have *effectively* opted out of AMS by either declining installation of an advanced meter or not responding to the Company’s multiple attempts to install an advanced meter. The costs to manually read and serve non-AMS meters for these customers is the same as it is for the Opt-Out customers. However, these customers have been able to avoid paying the approved Opt-Out service charges by refusing to sign the Opt-Out Form because of the language in Form 42 stating that a customer needs to affirmatively sign an Opt-Out Form before they can be billed opt-out service charges.

7. EPE is proposing to close this loophole by revising Form No. 42 and Rate No. 15 to allow EPE to apply the Commission-approved fees associated with opting-out from AMS to customers that will not sign the Opt-Out Form but have effectively opted out by turning down AMS metering installation.

8. Without the Commission’s approval of the requested revisions, the Company will continue to experience unreasonable hardship from a customer’s refusal to provide the acknowledgement and other customers will be unfairly burdened with the costs attributable to these customers.

9. Simultaneous with this filing, EPE will be providing individual written notice to the limited customer group that may be impacted by this proposed change in the form of Attachment A to this Declaration. EPE will also be posting notice of the Advice Notice filing on its website at <https://www.epelectric.com/company/public-notice> and publishing one time in the Las Cruces Sun News in the form of Attachment B to this Declaration.

10. I submit this Declaration, based upon my personal knowledge and upon information and belief, in support of EPE’s *Application for Approval of Advice Notice No. 310, First Revised Form*

*No. 42 – Advanced Metering System Acknowledgement Opt-Out Form, and Twelfth Revised Rate 15 –
Miscellaneous Service Charges.*

FURTHER, DECLARANT SAYETH NAUGHT.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 12, 2025.

/s/ Manuel Carrasco

MANUEL CARRASCO

Greetings,

I am sending this letter on behalf of El Paso Electric Company (EPE) to inform you that EPE is proposing to change language in EPE's Advanced Metering System (AMS) Opt-Out Acknowledgement Form (Form 42) and Rate 15 – Miscellaneous Service Charges (Rate 15) to provide for automatic opt-out of customers that have declined installation of an advanced meter even if they have not signed an Opt-Out Acknowledgement Form. EPE has requested that the New Mexico Public Regulation Commission (PRC) allow these changes to become effective on July 12, 2025.

EPE's currently effective Form 42 describes the options available to opt-out of the AMS program and anticipates that a customer choosing to opt-out would provide affirmative confirmation of that decision by signing the form.

EPE's records indicate that you have declined to have an advanced meter installed at your residence and have also, to date, not signed the Opt-Out Acknowledgement form. This letter is to inform you that EPE is proposing to change language in Form 42 and Rate No. 15 to allow EPE to start billing customers for opt-out service if the customer has declined to sign the Opt-Out Acknowledgement Form and if EPE has been unable to install an advanced meter at the customer's residence. The PRC-approved opt-out service charges in Rate 15 are based on the costs EPE continues to incur to meter and bill customers outside of the new AMS technology (including, for example, dispatching field service personnel to read your meter).

If you would like to have an AMS meter installed, contact EPE at 575-526-5555 before July 12, 2025, which is the date EPE requests the proposed tariff changes to become effective.

If the PRC allows the proposed tariff changes to become effective, you will be automatically opted out of the AMS program. You will then be billed the "One Time Fee for Opt-Out Service" (either \$77.57 or \$40.65, depending on what type of meter you select) and a "Monthly Fee for Opt-Out Metering Service" (\$6.72) as provided in Rate No. 15. These fees will appear on your electric bills.

EPE supports providing customers with an opt-out option as a component of our approved AMS program and will honor your decision if you decline to participate.

If you have any questions regarding EPE's proposed changes to Form 42 and Rate No. 15, please do not hesitate to contact EPE at 575-523-3547 and leave a voicemail.

Best Regards,

James Schichtl

Vice President – Customer and Regulatory

El Paso Electric Company

El Paso Electric Company (EPE) hereby provides notice that it filed Advice Notice No. 310 with First Revised Sample Form No. 42 – Advanced Metering System Opt-Out Acknowledgement Forms and Twelfth Revised Rate No. 15 – Miscellaneous Service Charges with the New Mexico Public Regulation Commission (PRC) on June 12, 2025. The purpose of this Advice Notice filing is to modify Form 42 and Rate No. 15 to allow for customers that have declined installation of an advanced meter and have not signed the opt-out acknowledgment form to be automatically opted out of the AMS program and charged the applicable one-time and monthly fees for Opt-Out Service. EPE is not proposing changes to the PRC-approved one-time and monthly fees for Opt-Out Service stated in Rate No. 15. The Advice Notice Filing requests that the PRC allow the proposed changes to Form 42 and Rate 15 to become effective by operation of law 30 days after filing, on July 12, 2025. A complete copy of EPE’s Advice Notice No. 310 is available on EPE’s website at <https://www.epelectric.com/company/public-notices>.