

EL PASO ELECTRIC COMPANY
SEVENTH REVISED RATE NO. 30
CANCELLING SIXTH REVISED RATE NO. 30

X
X

LOAD RETENTION RATE

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APPLICABILITY

This rate schedule is applicable to all non-governmental commercial and industrial customers of the Company that have taken service from the Company for a period of at least twelve (12) consecutive months and have Maximum Demand of at least 500 kilowatts (kW). X
X

TERRITORY

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

AVAILABILITY

The Load Retention Rate is available to Customers who meet the following criteria: X

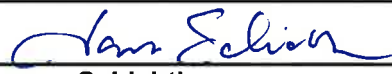
1. The Customer must provide notice to the Company that they will request termination of electrical service for either a portion or all of their electrical power and energy requirements due to an alternative generation source, or
2. The Customer must demonstrate that they will leave the Company's system, or discontinue or curtail service for financial reasons. X
3. The Customer must submit a notarized affidavit that attests to the fact that but for the Load Retention Rate contained herein, the Customer will leave the Company's system.

MONTHLY RATE

The Company may enter into negotiations with the Customer for a mutual agreement to establish a lower rate not less than the Company's incremental cost of power and energy as estimated over the term of the contract. Sufficient documentation of the cost estimates used in determining the economic feasibility of an alternative generation source shall be provided to the Company for their review. The negotiated agreement shall be subject to the review and final approval of the New Mexico Public Regulation Commission (NMPRC). X
X

The Company, at its option, will annually review its incremental cost of providing service to a contracted Load Retention Customer to determine if such costs exceed the Customer's contracted charges. Should the incremental costs exceed the Customer's contracted rate, the Company will adjust the charge to be above or equal to the incremental cost.

Advice Notice No. 272

Signature/Title 
James Schichtl
Vice President – Regulatory and Governmental Affairs

EFFECTIVE

July 10, 2021

Replaced by NMPRC

By: Commission Final Order

Case No. 20-00104-UT

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REQUIRED INFORMATION

The Company shall obtain the following information from the Customer, and file that information with the NMPRC:

1. The Customer shall provide detailed engineering and economic studies and/or related information that clearly demonstrate the Customer's ability to displace load;
2. The Customer shall provide a sworn affidavit which states that the Customer is ready, willing, and able to leave the Company's system should this Load Retention Rate not be offered;
3. The Customer shall provide a signed statement from a qualified professional engineer that the Customer's potential alternative energy source meets all environmental standards set by applicable governmental entities including the Federal Clean Air Act, and all amendments; and
4. An agreement as to the limit placed on the maximum number of kWh that can be taken by the Customer under this rate schedule, per year.

X

FUEL AND PURCHASE POWER COST ADJUSTMENT CLAUSE (FPPCAC)

All service taken under this rate schedule is subject to the provisions of the Company's Rate No. 18 (FPPCAC).

X

OTHER APPLICABLE RIDERS

All service taken under this rate schedule is subject to the provisions of other Company riders that may apply to this rate schedule and shall be billed pursuant to provisions of those riders.

X

X

TAX ADJUSTMENT

Billings under this rate schedule may be increased by an amount equal to the sum of taxes payable under the Gross Receipts and Compensating Tax Act and of all other taxes, fees or charges (exclusive of ad valorem, state and federal income taxes) payable by the utility and levied or assessed by any governmental authority on the public utility service rendered, or on the right

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or privilege of rendering the service, or on any object or event incidental to the rendition of the service.

TERMS OF PAYMENT

All bills under this rate schedule are due and payable when rendered and become delinquent twenty (20) calendar days thereafter. If the twentieth day falls on a holiday or weekend, the next Company business day will apply.

TERMS AND CONDITIONS

Service supplied under this rate schedule is subject to the Company's Rules and Regulations on file with the New Mexico Public Regulation Commission and available for inspection at Company offices. The provisions of any contract associated with service under this rate schedule are also applicable.

Maximum Demand is defined as the highest measured thirty (30) minute average kW load.

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