

TITLE 17 PUBLIC UTILITIES AND UTILITY SERVICES
CHAPTER 11 TELECOMMUNICATIONS
PART 29 INSPECTION FEE

17.11.29.1 ISSUING AGENCY: The New Mexico Public Regulation Commission.
[17.11.29.1 NMAC - N, 3/10/2026]

17.11.29.2 SCOPE: This rule applies to all telephone and transmission companies subject to the commission's control and jurisdiction with respect to their rates or services.
[17.11.29.2 NMAC - N, 3/10/2026]

17.11.29.3 STATUTORY AUTHORITY: Section 63-7-20 NMSA 1978.
[17.11.29.3 NMAC - N, 3/10/2026]

17.11.29.4 DURATION: Permanent.
[17.11.29.4 NMAC - N, 3/10/2026]

17.11.29.5 EFFECTIVE DATE: March 10, 2026, unless a later date is cited at the end of a section.
[17.11.29.5 NMAC - N, 3/10/2026]

17.11.29.6 OBJECTIVE: The objective of this rule is to implement a transparent process for adjusting the inspection fee and notifying telephone and transmission companies of adjustments.
[17.11.29.6 NMAC - N, 3/10/2026]

17.11.29.7 DEFINITIONS: In addition to the definitions provided in Section 63-7-20 NMSA 1978, the following definitions shall apply.

- A. Definitions beginning with "A": [RESERVED]**
- B. Definitions beginning with "B": [RESERVED]**
- C. Definitions beginning with "C": [RESERVED]**
- D. Definitions beginning with "D": [RESERVED]**
- E. Definitions beginning with "E": [RESERVED]**
- F. Definitions beginning with "F": [RESERVED]**
- G. Definitions beginning with "G": [RESERVED]**
- H. Definitions beginning with "H": [RESERVED]**
- I. Definitions beginning with "I": "inspection fee" means the fee required by Section 63-7-20 NMSA 1978 to be paid annually by a telephone or transmission company and that is equal to a percentage of the company's gross receipts from business transacted in New Mexico during the preceding calendar year.**
- J. Definitions beginning with "J": [RESERVED]**
- K. Definitions beginning with "K": [RESERVED]**
- L. Definitions beginning with "L": [RESERVED]**
- M. Definitions beginning with "M": [RESERVED]**
- N. Definitions beginning with "N": [RESERVED]**
- O. Definitions beginning with "O": [RESERVED]**
- P. Definitions beginning with "P": [RESERVED]**
- Q. Definitions beginning with "Q": [RESERVED]**
- R. Definitions beginning with "R": [RESERVED]**
- S. Definitions beginning with "S": [RESERVED]**
- T. Definitions beginning with "T": [RESERVED]**
- U. Definitions beginning with "U": [RESERVED]**
- V. Definitions beginning with "V": [RESERVED]**
- W. Definitions beginning with "W": [RESERVED]**
- X. Definitions beginning with "X": [RESERVED]**
- Y. Definitions beginning with "Y": [RESERVED]**

Z. Definitions beginning with “Z”: [RESERVED]

[17.11.29.7 NMAC - N, 3/10/2026]

17.11.29.8 INSPECTION FEE ADJUSTMENTS:

A. The commission may in its discretion, or upon request by utility division staff or a telephone or transmission company, annually increase, decrease, or maintain the inspection fee subject to the limitations provided in Subsection C of 17.11.29.8 NMAC and Subsection A of 17.11.29.9 NMAC.

B. Fee adjustment procedure:

(1) The commission may require utility division staff to submit to the commission a review of the inspection fees collected during the previous calendar year and to propose, no later than May 1, an adjusted inspection fee to be collected during the current calendar year.

(2) In the event the commission adjusts the inspection fee to be collected during the current calendar year, then the utility division staff shall prepare a form for telephone and transmission companies to use to calculate the fee due.

(a) Utility division staff shall post the form on the commission’s website and shall email the form to each telephone and transmission company no later than June 30.

(b) A telephone and transmission company is responsible for paying the inspection fee due regardless of whether the telephone and transmission company receives the form from staff.

(3) If the inspection fee is adjusted, the newly adjusted fee supersedes the baseline fee as provided in Section 63-7-20 NMSA 1978 and any previously adjusted fee.

C. A telephone and transmission company shall pay the inspection fee due during the current calendar year no earlier than July 1 and no later than July 31.

D. Cap: Percentage increases to the inspection fee shall not be greater than the prior year’s increase in the employment cost index for state and local government as published by the federal bureau of labor statistics.
[17.11.29.8 NMAC - N, 3/10/2026]

17.11.29.9 SUNSET:

A. The commission’s authority to adjust the inspection fee shall cease on July 1, 2031, pursuant to Subsection A of Section 63-7-20 NMSA 1978.

B. The cessation of the commission’s adjustment authority shall not discharge a utility’s duty to pay the inspection fee at the percentage it is set for calendar year 2031 and thereafter.

C. The inspection fee as set by the commission for calendar year 2031 shall carry over to subsequent years.

[17.11.29.9 NMAC - N, 3/10/2026]

HISTORY OF 17.11.29 NMAC - [RESERVED]