

**NEW MEXICO GAS COMPANY**  
**FIFTH REVISED RATE NO. 31**  
**CANCELING FOURTH REVISED RATE NO. 31**

**WATER AND SEWAGE PUMPING**

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AVAILABILITY

Service under this Rate is available to municipal or public utility water and sewage systems if the gas is used as a fuel for a prime mover and the output of the prime mover is utilized to drive a water pump for water or sewage pumping.

TERRITORY

All of the Company's service areas.

RATES

Basic Cost of Service Functional Rates: During each monthly billing period, the rates for all gas delivered shall be:

- a. \$0.0452 per therm for transmission service; and x
- b. \$0.0494 per therm for distribution service. x

The above rates shall be charged based on the functional services utilized by each Customer.

Cost of Gas Component: The basic charges for cost of service shall be increased or reduced, as appropriate by the amount of the Cost of Gas Component for the billing month computed in accordance with the provisions of Rate Rider No. 4.

Access Fee: In addition to the rates for gas delivered, each Customer served under this Rate with an annual consumption of less than 200,000 therms shall pay an Access Fee of \$107.00 per monthly billing period and each Customer served under this Rate with an annual consumption of 200,000 therms or greater shall pay an Access Fee of \$175.00 per monthly billing period. x

Special Rate Adjustment: The charges shall be increased or reduced by the amounts indicated, as applicable to each particular area of service in the Special Rate Riders approved by the New Mexico Public Regulation Commission.

Tax Adjustment Clause: The charges may be increased by an amount equal to the sum of the taxes payable under the Gross Receipts and Compensating Tax Act and of all other taxes, fees and charges (exclusive of ad valorem, state and Federal income taxes) payable by the Company and levied or assessed by any governmental authority on the public utility service rendered, or on the right or privilege of rendering the service, or any object or event incidental to the rendition of service.

Terms of Payment: All bills under this Rate are due and payable when rendered and become delinquent twenty (20) calendar days thereafter. Any amount left unpaid thirty (30) days after the bill date is subject to a six hundred sixty-seven one-thousandths percent (0.667%) late payment charge.

Advice Notice No. 92

/s/Gerald C. Weseen

Gerald C. Weseen

Vice President

Regulatory, Strategy and External Affairs

**EFFECTIVE**

**January 1, 2023**

**Replaced by NMPRC**

**By: Commission Final Order**

**Case No. 21-00267-UT**

NMGCO#4508088

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INTERRUPTION, CURTAILMENT AND CAPACITY ALLOCATION OF SERVICE

Service under this Rate may be interrupted, curtailed, or capacity allocated to protect service to higher priority Customers in accordance with the Company's Rule No. 21.

RATE CLASS DETERMINATION

On an annual basis, the Company shall review and evaluate the customer's usage and ensure that such usage supports its assigned Access Fee. In the evaluation process, the Company shall consider each customer's past three (3) years of gas usage, each year measured starting cycle 1 of the July cycle billing month and ending either cycle 21 of the June cycle billing month (for sales customers) or cycle 22 of the June cycle billing month (for transportation customers). If a customer's usage during two (2) out of the three (3) years reviewed does not satisfy the usage requirements of the customer's currently assigned Access Fee, the Company will assign the customer to the appropriate Access Fee that matches the customer's usage. The Company will also take into consideration any circumstances it is made aware of that may impact the customer's future gas usage when determining whether to change a customer's Access Fee assignment.

OTHER CONDITIONS

1. Service under this Rate is subject to applicable laws and orders, and to the Company's Rules and Regulations on file with the New Mexico Public Regulation Commission.
2. Certain Customers belonging in the water and sewage pumping classification have executed special contracts. These Customers are to be designated special contract Customers for the purposes of this Rate and all rules of service.
3. Any minimum bill provisions of contracts under which special contract Customers are served shall continue in effect. In computing any amount due thereunder, the amount of the Access Fee shall not be included.

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