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HOUSE MEMORIAL 27

43RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998

INTRODUCED BY

TED HOBBS

A MEMORIAL

DECLARING THE INTENT OF THE HOUSE OF REPRESENTATIVES REGARDING  
IMPLEMENTATION OF RETAIL ELECTRIC COMPETITION.

WHEREAS, the legislature has been studying retail electric competition since 1993 to determine if its implementation in New Mexico is in the public interest; and

WHEREAS, in 1996 the legislature unanimously adopted Senate Joint Memorial 42, which declared that retail electric competition was not at that time in the public interest of the state, but directed the New Mexico public utility commission to study and monitor developments nationally and report back to the legislature during the 1997 session; and

WHEREAS, the commission issued a report for the 1998 session that it believes that implementation of retail electric competition is now in the public interest; and

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1           WHEREAS, the implementation of retail electric  
2 competition requires the addressing of numerous interrelated  
3 and complex issues that cannot be adequately resolved; and

4           WHEREAS, the commission is without the requisite  
5 statutory authority to mandate retail electric competition;

6           NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF  
7 REPRESENTATIVES OF THE STATE OF NEW MEXICO that it be the  
8 declared intent of the house of representatives to address  
9 retail electric competition through legislation in the 1999  
10 legislative session in a manner that is consistent with the  
11 principles articulated in Senate Joint Memorial 42, passed in  
12 1996, with an effective date for customer choice no earlier  
13 than January 1, 2001; and

14           BE IT FURTHER RESOLVED that the house of representatives  
15 determine whether retail electric competition should begin  
16 before the operation of New Mexico transmission systems is  
17 transferred to an independent system operator approved by the  
18 federal energy regulatory commission and the system is  
19 operational; and

20           BE IT FURTHER RESOLVED that neither the New Mexico public  
21 utility commission nor its successor agency as of January 1,  
22 1999, the public regulation commission, take any steps in  
23 furtherance of requiring retail electric competition until the  
24 legislature provides the necessary statutory authority; and

25           BE IT FURTHER RESOLVED that a copy of this memorial be

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1 transmitted to the New Mexico legislative council, the New  
2 Mexico public utility commission and the public regulation  
3 commission when it commences operations.

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1 FORTY-THIRD LEGISLATURE  
2 SECOND SESSION, 1998  
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6 February 17, 1998  
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8 Mr. Speaker:  
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10 Your BUSINESS AND INDUSTRY COMMITTEE, to whom has  
11 been referred  
12

13 HOUSE MEMORIAL 27  
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15 has had it under consideration and reports same with  
16 recommendation that it DO PASS.

17 Respectfully submitted,  
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21 \_\_\_\_\_  
22 Fred Luna, Chairman  
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1 FORTY-THIRD LEGISLATURE  
2 SECOND SESSION, 1998

3 HBIC/HM 27

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4 Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

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6 (Chief Clerk)

(Chief Clerk)

7  
8 Date \_\_\_\_\_

9  
10 The roll call vote was 8 For 1 Against

11 Yes: 8

12 No: Gubbels

13 Excused: Lutz, Varela, Rodella

14 Absent: Getty

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