



# FISCAL YEAR 2022 APPROPRIATION REQUEST OVERVIEW Legislative Finance Committee

November 18, 2020

**NEW MEXICO PUBLIC REGULATION COMMISSIONERS**

Chair Stephen Fischmann | Vice-Chair Jefferson L. Byrd |

Commissioner Valerie Espinoza | Commissioner Becenti-Aguilar | Commissioner Cynthia B. Hall



## **PRC Mission, Vision, & What We Do!**

The New Mexico Public Regulation Commission (PRC) regulates utilities, telecommunications, and motor carrier industries to ensure fair and reasonable rates, and to assure reasonable and adequate services to the public as provided by law. The Agency strives to advance the public interest by promoting economic development and environmental responsibility while strengthening public accessibility and education.

The PRC aspires to leading New Mexico through ethical and balanced regulation, protecting critical infrastructure, and ensuring that essential services are safe, reliable, and affordable. The agency strives to advance the public interest by promoting economic development and environmental responsibility while strengthening public accessibility and education.

The PRC promotes public safety through the offices of the State Fire Marshal, the Firefighter Training Academy, Pipeline Safety Bureau and Transportation Division.



# FY21 Staffing

As of 11/17/2020

Program	Authorized FTE	# of Vacancies	Positions Filled	% Vacancy
P611 Policy & Regulation	82	22	60	26.83%
P612 Public Safety	61	9	52	14.75%
P613 Program Support	22	4	18	18.18%
Total Agency	165	35	130	21.21%

As of 11/17/2020 w/o SFMO

P612 Public Safety	14	0	14	0.00%
Total Agency	118	26	92	22.03%

After Critical Hire Plan Accomplished

Program	Authorized FTE	# of Vacancies	Positions Filled	% Vacancy
P611 Policy & Regulation	82	10	72	12.20%
P612 Public Safety	14	0	14	0.00%
P613 Program Support	22	3	19	13.64%
Total Agency	118	13	115	11.02%



# FY20 Revenue

FY20 Revenue		Purpose
SFMO Inspections	\$2,300	Reimbursement for new public schools inspections.
Pipeline Safety Fee Fund	\$1,246,424	Fees are collected pursuant to Subsection D of 70-3-21 NMSA 1978.
PRC Reproduction Fund	\$11,148	Revenue and related expenses of providing copying services to the public and other state agencies.
Federal Funds	\$755,120	Reimbursement from Federal Government for Pipeline Safety and Railroad safety programs.
General Fund	\$7,800,300	State General Fund.
Fire Protection Fund	\$94,319,806	The fund distributes the monies collected for the operations of the State Fire Marshals Office and for operations, maintenance, and betterment of local fire districts . Section 59A-53-5-2 NMSA 1978.
Firefighter Training Use Fee Fund	\$11,986	Fees paid by firefighters for the use of the firefighters training academy.
Fire Safer Cigarette Fund	\$64,000	Revenue and other fess paid under 57-2B-4 NMSA 1978 and money recovered as penalties under 57-2B-6 NMSA 1978.
Transportation Network Company Fund	\$22,646	This fund accounts for fees collected pursuant to the Transportation Network Company Services Act.
Fire Protection Grant Fund	\$ 117,192	Money in the fund is appropriated to the Fire Protection Grant Council for the purpose of marking distributions approved by the Council for the critical needs of municipal and county fire districts.
Pipeline Fees Fund	\$168,006	Collection and payments to the General Fund of monies received by penalties assessed by Pipeline Safety Bureau.
PRC Utility Fees Fund	\$14,697,026	Collection and payments to the General Fund of monies received as assessments on utility companies per the Utility Act.
Motor Transportation Receipts Fund	\$2,987,607	Collection and payments to the State Road Fund of monies received from both interstate and intrastate motor carries. Collections are from permits, filing fees, and leases.
<b>FY20 TOTAL REVENUE</b>	<b>\$122,203,561</b>	<b>FY20 TOTAL REVENUE MINUS SFMO = \$27,688,277</b>



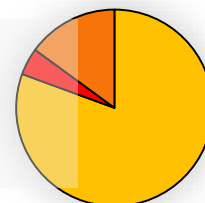
# FY20 Pass-Through Funds, OPBUD, Revenues and Expenditures

- PRC Utility Fees and Pipeline Fee Funds revenues are transferred to DFA monthly
- Motor Transportation Fund revenues are transferred to the DOT monthly

FY19 Revenue - Transfer of Funds		Transferred To
Pipeline Fees	\$168,006	DFA
PRC Utility Fees	\$14,697,026	DFA
Motor Transportation Receipts	\$2,987,607	Department of Transportation
<b>Total</b>	<b>\$17,852,639</b>	

- Fire Protection Fund revenue was \$94,319,806
  - \$55,792,618 for the annual Fire Protection Fund Distribution;
  - \$5,552,428 for the Fire Protection Grand Fund Distribution to Fire Districts;
  - \$750,000 for the PERA distribution;
  - \$2,373,685 for the Burn Building Design Capital Outlay Project;
  - \$5,085,292 for PRC (Operating Budget – non pass-thru);
  - \$57,673 Codepal Software & Fire Grant Council Per Diem;
  - \$10,794,235 for the Fire Protection Grant Fund Distribution;
  - \$13,913,875 reversion to State General Fund
- Total General Fund reversion amount from the PRC Operating Budget including Fire Protection Fund, Fire Protection Grant Fund and Operating Fund was \$15,418,326 (5.8% of FY20 \$89,153,100 OPBUD)
- FY20 REVENUES COLLECTED = \$122,203,561
- FY20 OPERATING EXPENDITURES (excluding pass-through) = \$13,983,200

- 200 - Personal Services and Employee Benefits - \$11,268,200
- 300 - Contractual Services - \$624,700
- 400 - Other - \$2,090,300





# FY22 Operating Budget Request (Dollars in Thousands)

<b>FY22 Request vs FY21 OpBud</b>				
<b>Program</b>	<b>FY21 OpBud</b>	<b>FY22 Request</b>	<b>Amount Increase/Decrease</b>	<b>% Increase/Decrease</b>
P611 - Policy & Regulation	8,114.0	8,530.3	416.3	5.1%
P612 - Public Safety (Excludes Pass-Through for FY21)	5,494.5*	1,636.9**	(3,857.6)	(70.2%)
P613 - Program Support	1,566.7	1,841.6	274.9	17.5%
<b>Total</b>	<b>15,175.2</b>	<b>12,008.8</b>	<b>(3,166.4)</b>	<b>(20.8%)</b>

\* Includes State Fire Marshal's Office Operating Budget

\*\* Excludes State Fire Marshal's Office Operating Budget



# FY21/22 Initiatives and Directives

- Cope and Adjust to COVID-19 Pandemic
  - Electronic filing system in place
  - Transition to new work teleworking environment
- Restructure Divisions
  - Allows for Growth and Development
  - Consolidates Roles and Responsibilities
  - Increases Technical Staff
- Build Employee Morale
  - Reinstated Recognition and Rewards Programs
  - Offered training geared towards setting improvements
  - In-band pay increases for performance
- Change the PRC's Public Image
  - Re-establish working/professional relationships with Executive, Legislature, & oversight agencies
  - Improve agency website
  - Increase customer service
- ETA-Related Implementation Costs (technical staff, special studies, outside expertise, etc.)
- Self-sustaining Enterprise Fund or Partially offset budget increases.



**P R C**



**THANK YOU**