

BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

**IN THE MATTER OF THE STATE RURAL UNIVERSAL)
SERVICE FUND 2026 PER-CONNECTION CHARGE) Docket No. 25-00053-UT
AND FUND SIZE CALCULATION)**

**ORDER ADOPTING 2026 FUND SIZE AND 2026 PER-COMMUNICATION
CONNECTION SURCHARGE**

THIS MATTER comes before the New Mexico Public Regulation Commission (“Commission”) upon the recommendations of Vantage Point Solutions, Inc. (“Vantage Point”), the fund administrator of the State Rural Universal Service Fund (“SRUSF”).

The Commission adopts the 2026 fund size and per-communication connection surcharge recommended by Vantage Point and attached to this Order as Exhibit A.

BACKGROUND

1. On August 7, 2025, the Commission issued an Initial Order Requesting Information from Sacred Wind Communications, Inc. and Comparable Carriers (“Initial Order”), which required specific eligible telecommunication carriers (“ETCs”) to provide information that is relevant to the calculation of the SRUSF obligations for 2026.

2. Tularosa Basin Telephone Company Inc.,¹ Sacred Wind Communications, Inc.,² and Navajo Communications Company, Inc.³ provided the information requested in the Initial Order.

3. On October 2, 2025,⁴ the Commission awarded \$3,352,373.88 in SRUSF support to various ETCs for the construction and maintenance of broadband infrastructure.⁵

¹ Tularosa Basin Telephone Company Inc.’s Response to Initial Order (Aug. 8, 2025).

² Sacred Wind Communications, Inc.’s Verified Response to the Commission’s Initial Order requesting Information from Sacred Wind Communications, Inc. and Comparable Carriers (Aug. 20, 2025).

³ Navajo Communications Co., Inc.’s Response to Initial Order (Aug. 20, 2025).

⁴ Docket 25-00029-UT, Order Granting Applications (Oct. 2, 2025).

⁵ The amount of support granted in the broadband program is a variable in the SRUSF size calculation.

4. On November 10, 2025, Vantage Point provided the Commission with a recommendation of the total fund requirement and the per-connection surcharge, attached as Exhibit A.

DISCUSSION

5. The Rural Telecommunications Act of New Mexico (“the RTA”) entrusts the Commission with the implementation and administration of the SRUSF, the purpose of which is to maintain and support universal service provided by ETCs.⁶

6. The total obligations of the fund are capped at forty million dollars (\$40,000,000) per year⁷ and the fund is financed by a surcharge on intrastate retail public telecommunications services.⁸

7. Each year the Commission, with Vantage Point’s assistance, determines the amount of the fund for the next calendar year and the surcharge rate necessary to finance the SRUSF.⁹ The amount of the fund is equal to the sum of each ETC’s revenue requirement and other fund requirements, plus projected administrative expenses and a prudent fund balance.¹⁰ The Commission approves the fund and surcharge amount on or before November 20 of each year to provide carriers with sufficient time to implement any change in the surcharge rate.¹¹

8. As shown in Exhibit A, the total projected funding requirement for 2026 is \$21,551,345.24.

⁶ NMSA 1978, § 63-9H-6(A) (1999 as amended through 2025).

⁷ See NMSA 1978, § 63-9H-6(Q).

⁸ NMSA 1978, §63-9H-6(B).

⁹ 17.11.10.19(A) NMAC.

¹⁰ 17.11.10.19(C) NMAC.

¹¹ See 17.11.10.19(A) NMAC.

9. Considering the funding obligations of the SRUSF for 2026, the outstanding payments of prior year obligations, and the balances available in the SRUSF account, the total amount of funding that must be collected through the per-communication connection surcharge in 2026 is \$17,760,623.69. Given the number of communication connections reported for the state, the projected per-communication connection surcharge should be set at \$0.61 to collect the funds necessary to meet the 2026 SRUSF obligations.

FINDINGS AND CONCLUSIONS

10. The Commission finds that the recommended 2026 SRUSF fund amount and per-communication connection surcharge were calculated per Commission Rules and comply with the RTA.

11. The Commission finds that Vantage Point's recommended 2026 SRUSF fund size and the 2026 SRUSF per-communication connection surcharge attached to this order as Exhibit A should be adopted.

IT IS THEREFORE ORDERED:

A. The Commission sets the 2026 SRUSF fund size at \$21,551,345.24 and the 2026 per-communication connection surcharge at \$0.61 per-communication connection, as demonstrated in Exhibit A.

B. The Commission shall serve a copy of this Order upon all persons listed on the attached Certificate of Service via e-mail if their e-mail addresses are known, and otherwise, via regular mail.

C. In computing time in accordance with statute, regulation, or Commission order, the computation shall begin on the date that this Order is filed with the Chief Clerk of the Commission's Records Management Bureau or the Chief Clerk's designee.

SIGNED under the Seal of the Commission at Santa Fe, New Mexico, this 13th day of November, 2025.

NEW MEXICO PUBLIC REGULATION COMMISSION

/s/ Gabriel Aguilera, electronically signed
GABRIEL AGUILERA, COMMISSIONER

/s/ Greg Nibert, electronically signed
GREG NIBERT, COMMISSIONER

/s/ Patrick J. O'Connell, electronically signed
PATRICK J. O'CONNELL, COMMISSIONER



EXHIBIT A

2026 Surcharge Calculation

11/10/2025

To: New Mexico Public Regulation Commission

From: Dennis C. Smith, CPA, Vantage Point Solutions

Date: November 10, 2025

Re: Case No. 25-00053-UT
IN THE MATTER OF THE STATE RURAL UNIVERSAL SERVICE FUND
2026 PER-CONNECTION CHARGE AND FUND SIZE CALCULATION

Dear Commissioners and Commission Staff,

VPS Solutions, LLC dba Vantage Point Solutions (VPS) is required under 17.11.10.19(A) NMAC to “determine the amount of the fund for the next calendar year and submit its findings to the commission on or before November 10 of each year to enable commission approval on or before November 20 of each year in order to provide carriers with sufficient time to implement any change in the surcharge rate.” VPS’ estimate of the 2026 fund size and recommended per-connection surcharge rate are detailed below.

One (1) per-connection rate scenario exists to meet the NMUSF funding requirements for Access Reduction Support (“ARS”) Recipients, as well as Broadband Projects awarded by the Commission in Docket 25-00029-UT, to reach a total 2026 Funding Requirement without exceeding the \$40 million cap.

SCENARIO ONE

The total Funding Requirement estimated from ARS Recipient submissions is \$18,198,971.36. With the addition of \$3,352,373.88 required for the funding of all Broadband project requests, the total Funding Requirement for 2026 is \$21,551,345.24 under Scenario One.

The total Broadband funding under Scenario One is \$3,352,373.88.

Other current funding requirements include outstanding Broadband Award Disbursements of \$668,068.18 for 2019, \$531,367.00 for 2020, \$5,029,956.12 for 2021, \$4,666,628.19 for 2022, \$6,963,646.09 for 2023, and \$8,864,225.77 for 2024.

Adding a prudent fund balance of \$500,000 [or as near as possible in the rate calculation] and considering the projected 2025 end of year Fund’s Bank Cash Balance of \$31,014,612.90, the total funds required by the Surcharge in 2026 under Scenario One is \$17,760,623.69.

To calculate the 2026 Surcharge, VPS divided the total funds required by the Surcharge by the number of Connections reported, which totals \$0.61 [sixty-one cents] per connection.

Regards,

A handwritten signature in dark ink, appearing to read "Dennis C. Smith", with a stylized flourish at the end.

Dennis C. Smith, CPA
Consultant, VPS

Attachment

cc: G. Aguilera, Chair, NMPRC
P. O'Connell, NMPRC
G. Nibert, NMPRC
R. Fisk, NMPRC
E. Stephanz, NMPRC
E. Evans, NMPRC

	Scenario 1
	Fully Funds FY 2026 w/ Prudent Fund Balance of \$500,000 & All Additional Funds to Broadband Projects
Revenue Requirement Calculation	
Funding Requirement 2026 ¹	\$ 18,198,971.36
Broadband Funding Available ²	3,352,373.88
	-
Total Funding Requirement 2026	\$ 21,551,345.24
Total Broadband Funding Available	\$ 3,352,373.88
Broadband 2019 - 2024 Funding	
Outstanding 2019 Broadband Award Disbursements	668,068.18
Outstanding 2020 Broadband Award Disbursements	531,367.00
Outstanding 2021 Broadband Award Disbursements	5,029,956.12
Outstanding 2022 Broadband Award Disbursements	4,666,628.19
Outstanding 2023 Broadband Award Disbursements	6,963,646.09
Outstanding 2024 Broadband Award Disbursements	8,864,225.77
Prudent Fund Balance [rounded] ³	500,000.00
Projected Fund Cash Balance EOY FY2025	(31,014,612.90)
Total Funds Required by Surcharge	\$ 17,760,623.69
Surcharge Calculation	
Net Projected Connection Count	29,388,618
Surcharge	\$ 0.61
Net Revenue from Surcharge	\$ 17,927,056.98

	2026 Monthly	2026 Annual
Connection Projection	2,449,052	29,388,618
Funding Requirement	Monthly	Annual
Access Reduction	\$ 1,366,435	\$ 16,397,219
Comparable Carrier Support	111,081	1,332,977
LITAP	23,700	284,400
Admin Fees	9,115	109,376
Legal Fees	4,167	50,000
Audit Fees	2,083	25,000
Total Minimum Funding Requirement	\$ 1,516,581	\$ 18,198,971

¹ Funding Requirement 2026 (Broadband Funding Requirement listed separately).

² Additional Broadband Funding scenarios calculated assuming \$40 million cap relates to Total Funding Requirement allowed.

³ Prudent Fund Balance target is \$500,000 or greater, as allowable as a function of Surcharge, Net Projected Connection Count, and Funding Requirement.

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**IN THE MATTER OF THE STATE RURAL UNIVERSAL)
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AND FUND SIZE CALCULATION)**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing *Order Adopting 2026 Fund Size and 2026 Per Communication Connection Surcharge* was sent via email to the following parties on the date indicated below:

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Bark Technologies, Inc.
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Coeo Solutions, LLC
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Comcast Phone of New Mexico, LLC
COMM-CORE, LLC
CommandLink, LLC
CommNet Cellular Inc.
Commnet Wireless, LLC
Compudile, Inc.
Comtech 21, LLC
Consumer Cellular Inc
Conterra Ultra Broadband, LLC
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Excess Telecom, Inc.
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Farmers' Electric Cooperative, Inc.
FAStek
FastTrack Communications
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First Contact Communications, LLC(secondary email)
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USIPCommunications, LLC
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DATED this 14th day of November, 2025.

NEW MEXICO PUBLIC REGULATION COMMISSION

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