

**GOVERNMENT OF PUERTO RICO  
PUERTO RICO PUBLIC SERVICE REGULATORY BOARD  
PUERTO RICO ENERGY BUREAU**

<b>NEPR</b>  <b>Received:</b>  Nov 13, 2023  9:50 PM
--

**IN RE: THE DEPLOYMENT OF  
ELECTRIC VEHICLE INFRASTRUCTURE**

**CASE NO. NEPR-MI-2021-0013**

**SUBJECT: Motion to Submit Report on Actions  
Regarding Federal Funding Opportunities in  
Compliance with Resolutions and Orders dated June 6,  
2023 and August 11, 2023**

**MOTION TO SUBMIT REPORT ON ACTIONS REGARDING FEDERAL FUNDING  
OPPORTUNITIES IN COMPLIANCE WITH RESOLUTIONS AND ORDERS DATED  
JUNE 6, 2023 AND AUGUST 11, 2023**

**TO THE HONORABLE PUERTO RICO ENERGY BUREAU:**

**COMES** now **LUMA Energy ServCo, LLC** (“LUMA”), through the undersigned legal counsel, and respectfully states and requests the following:

1. On January 13, 2023, the Energy Bureau issued a Resolution and Order (the “January 13<sup>th</sup> Resolution and Order”) making various findings and determinations regarding the Draft Phase I EV Plan filed by LUMA on September 1, 2022<sup>1</sup> and the Revised EV Rate Design Proposal (“Interim EV TOU Rate”) filed by LUMA on July 21, 2022,<sup>2</sup> as well as issuing associated orders.<sup>3</sup>

---

<sup>1</sup> On September 1, 2022, LUMA filed before the Energy Bureau a Draft Phase I EV Plan. See *Motion Submitting Draft Phase I EV Plan and Request to Postpone Compliance Technical Hearing No. 3 and Concomitant Deadline to Submit Revised Phase I EV Plan* of that date. On September 2, 2022, LUMA resubmitted the Draft Phase I EV Plan document with certain technical repairs and requested this Energy Bureau to accept this corrected version in substitution of the version submitted on September 1, 2022. See LUMA’s *Motion Re-Submitting Exhibit 1 Filed on September 1, 2022 with Technical Repairs and Requesting Substitution of Original Exhibit* of that date. The term “Draft Phase I EV Plan” as used in this Motion refers to this corrected version.

<sup>2</sup> See LUMA’s *Motion Submitting Revised EV Rate Design Proposal* of that date and its Exhibit 1.

<sup>3</sup> On that same date, the Energy Bureau also issued a *Resolution Nunc Pro Tunc* correcting *motu proprio* a clerical error related to two deadlines set forth in the January 13<sup>th</sup> Resolution and Order. The discussion herein of the January 13<sup>th</sup> Resolution and Order takes into account these corrections.

2. In the January 13<sup>th</sup> Resolution and Order, the Energy Bureau ordered LUMA to file by April 30, 2023 a Final Phase I EV Plan incorporating the guidance of the January 13<sup>th</sup> Resolution and Order, containing plans for future updates and addressing various subjects and requirements, including, in what is pertinent to this motion, the subject of federal funding.

3. Regarding the subject of federal funding, and in pertinent part, the Energy Bureau indicated that the Phase I EV Plan should reflect specific steps LUMA can take to help ratepayers and others in securing LUMA's support in their efforts to secure needed funding (*see* January 13<sup>th</sup> Resolution and Order on page 5) and ordered LUMA to “[c]onsider and analyze federal funding that can reasonably be expected to benefit Puerto Ricans and Puerto Rico's transportation and utility systems; [and]... [p]rovide specific characterization of steps that the company can take to assist in securing this funding, including parties with whom LUMA could partner” (*see id.*).

4. On May 1, 2023, LUMA submitted to the Energy Bureau the Final Phase I EV Plan in compliance with the January 13<sup>th</sup> Resolution and Order in the form of the document titled Puerto Rico's Electric Vehicle Adoption Plan (“PR-EVAP”). *See Motion to Submit Final Phase I EV Plan in Compliance with Resolution and Order of January 13, 2023* filed on that date.

5. On June 6, 2023, the Energy Bureau issued a Resolution and Order (“June 6<sup>th</sup> Resolution and Order”) taking notice of the filing of the PR-EVAP, making several findings and determinations and issuing associated orders, including, in what is pertinent to this motion, the subject of federal funding. Specifically, the Energy Bureau expressed the need for more information on specific actions or plans LUMA will take to help procure federal funds (*see* June 6<sup>th</sup> Resolution and Order on page 3) and ordered LUMA to file a report, within three (3) months of the notification of the June 6<sup>th</sup> Resolution and Order articulating the specific actions LUMA will take regarding each of the federal funding opportunities that LUMA identified in the PR-

EVAP. As per the June 6<sup>th</sup> Order, the description of the actions shall also include the names of entities and contacts with whom LUMA will work, a time schedule for this work, including the funding application due dates and completion date (the “September 6<sup>th</sup> Report”) (*see id.* at pages 3-4).

6. On July 13, 2023, LUMA submitted a motion to the Energy Bureau requesting clarification of various aspects of the June 6<sup>th</sup> Resolution and Order. *See Motion to Request Clarification of Resolution and Order of June 6, 2023* filed by LUMA on that date (“July 13<sup>th</sup> Motion”). Regarding federal funding, LUMA indicated, among others, that most funding opportunities identified in the PR-EVAP will be available to other market actors to access and not LUMA (*see* July 13<sup>th</sup> Motion on page 27); therefore, LUMA’s role, at most, can be of a supportive or advisory nature and will depend on the eligible entity’s needs or requests (*see id.* at pages 19 and 19). LUMA also indicated that it may provide more concrete information to this Energy Bureau on those funding opportunities for which LUMA is the eligible recipient. *See id.* at page 19. LUMA also informed that it would keep the Energy Bureau informed of the progress of the federal funding initiatives through the September 6, 2023 report. *See id.*

7. On August 11, 2023, the Energy Bureau issued a Resolution and Order (“August 11<sup>th</sup> Resolution and Order”) making various findings and determinations and issuing associated orders in attention to the July 13<sup>th</sup> Motion. Regarding federal funding, the Energy Bureau acknowledged that LUMA is not able to secure all forms of federal funding, but that LUMA may provide details on specific actions it will take to obtain federal funding that it is eligible to procure (*see* August 11<sup>th</sup> Resolution and Order on page 3); and that LUMA can propose a time schedule for when it plans to meet with market actors to discuss federal funding opportunities and how LUMA can support the applications (*see id.* at page 4).

8. The Energy Bureau then ordered LUMA to file a report, within three (3) months of the notification of the August 11<sup>th</sup> Resolution and Order, “that articulates the specific actions LUMA will take regarding each of the federal funding opportunities that LUMA identified in the PR-EVAP” and to include as part of its report, “the names of entities and contacts with whom LUMA will work, [and] a time schedule for this work, including the funding application due dates and completion dates”. *See id.* In essence, the Energy Bureau changed the deadline to submit the September 6<sup>th</sup> Report to November 11, 2023.

9. In compliance with the June 6<sup>th</sup> Resolution and Order and the August 11<sup>th</sup> Resolution and Order, LUMA herein submits a report on LUMA’s actions regarding federal funding opportunities. *See Exhibit 1.*

**WHEREFORE**, LUMA respectfully requests the Energy Bureau to **take notice** of the aforementioned and **accept** LUMA’s report on LUMA’s actions regarding federal funding opportunities in *Exhibit 1* herein in compliance with the July 6<sup>th</sup> Resolution and Order and the August 11<sup>th</sup> Resolution and Order.

**RESPECTFULLY SUBMITTED**

In San Juan, Puerto Rico, this 13<sup>th</sup> day of November, 2023.

We hereby certify that we filed this motion using the electronic filing system of this Energy Bureau and that we will send an electronic courtesy copy of this motion to the attorney for PREPA, Joannely Marrero-Cruz, jmarrero@diazvaz.law and to the Independent Office of Consumer Protection by submittal to Hannia Rivera, hrivera@jrsp.pr.gov. LUMA understands that other participants or stakeholders in this proceeding will be notified as a result of the publicity of the filings in this process. Notwithstanding, LUMA will send a courtesy copy of the filing to the following stakeholders: agalloza@aggpr.com; alberto.cortes@warrendelcaribe.com; aldo@skootel.com; angel.d.rodriguez@outlook.com; antonio@velocicharge.com; apietrantonio@pmalaw.com; azayas@azeng.net; bigwheelcorp@gmail.com; blazquezmalu@gmail.com; brightsunpr@gmail.com; carlosxcedeno@gmail.com; clrivera@caguasexpressway.com; flota@caguasexpressway.com; cnegrette@solrenew.com; CR.Tejera@ddec.pr.gov; dacosta@aggpr.com; daniel.perez@totalenergies.pr; dcordero@group-em.com; direxec@ciapr.org; divine.energy@hotmail.com; ecruz@pmalaw.com; eduardo.pinera@toyota.com; Edwin.Acevedo@ddec.pr.gov; emelyies.torres@toyota.com;

epenergypr@gmail.com; erica.cosme@gsonnell.com; Fberrios@peritoselectricistas.org;  
francisco.berrios@hotmail.com; franciscojrullan@yahoo.com; gerard.berlinski@toyota.com;  
gerardo\_cosme@solartekpr.net; gperez@solrenew.com; hamely@motorambar.net;  
ialsina@plazalasericas.com; idiaz@glenninternational.com; info@carlosmatta.com;  
jack@pantekpartners.com; jameauxl@aim.com; jan.rodriiguez@toyota.com; javrua@sesapr.org;  
jbouza@caguasexpressway.com; jcardona@aggpr.com; jmartinez@pmalaw.com;  
jorrodriiguez@motorambar.net; jortiz@caguasexpressway.com; jose.maeso@crowley.com;  
jpibernus@motorambar.com; JSantana@motorambar.com; jtosado@motorambar.net;  
juan.diaz.galarza@guidehouse.com; jvazquez905@gmail.com;  
kenan.d.davila@sargentlundy.com; kkoch@tesla.com; l.marcano@aconer.org;  
lsundeen@tesla.com; luisgmoreno@gmail.com; Marangelly.Cruz@toyota.com;  
marilyn.maldonado@toyota.com; mlandron@plazaad.com; mpietrantoni@pmalaw.com;  
nannette.berrios@solpetroleum.com; nmontes@ccmpr.com; nrodriiguez@senado.pr.gov;  
Ochavez@Padigm.com; odette@grupofernandezpr.com; omundo@plazalasericas.com;  
patlopez00@gmail.com; dany.oliva@toyota.com; pjcleanenergy@gmail.com;  
rdiaz@glenninternational.com; repagan@burnsmcd.com; rry@tcm.law;  
Ruben.Gonzalez@pumaenergy.com; rvega@guidehouse.com; salvadorlopez5@hotmail.com;  
shehaly.rosado@ddec.pr.gov; Veronica@pantekpartners.com; Victor.Aponte@toyota.com;  
victor.martinez@totalenergies.pr; wilfredsonllc@gmail.com; zlopez@efonalledas.com;  
mara.cruz@toyota.com; lizette.cotto@toyota.com.



**DLA Piper (Puerto Rico) LLC**

500 Calle de la Tanca, Suite 401

San Juan, PR 00901-1969

Tel. 787-945-9125; 787-945-9147

Fax 939-697-6085; 939-697-6147

/s/Laura T. Rozas

Laura T. Rozas

RUA Núm. 10,398

Laura.rozas@us.dlapiper.com

/s/Ana Margarita Rodríguez Rivera

Ana Margarita Rodríguez Rivera

RUA Núm. 16195

ana.rodriguezrivera@us.dlapiper.com

*Exhibit 1*

*Electric Vehicle Federal Funding Report*



# Electric Vehicle Federal Funding Report

NEPR-MI-2021-0013  
November 13, 2023

## Contents

<b>1.0 Introduction</b> .....	<b>3</b>
<b>2.0 Background</b> .....	<b>4</b>

# 1.0 Introduction

LUMA fully supports Puerto Rico's Energy Public Policy Act<sup>1</sup> and is committed to helping to build a clean energy future for Puerto Rico, which includes empowering the growth of electric vehicles. Since June 2021, LUMA has made significant progress in advancing clean energy priorities, supporting electric vehicle adoption, increasing electric system reliability, and reducing outages for its 1.5 million customers. As part of this effort, and given its responsibility as the system operator, LUMA is embracing its role in helping to implement Puerto Rico's Electric Vehicle Adoption Plan (EVAP) by supporting efforts to enable customers and industry stakeholders equitable access to electric vehicles (EVs) and the opportunity for them to provide input on the plan's deployment.

The successful implementation of Puerto Rico's EVAP is dependent on effective public policies enacted by state and local governments and coordinated action by partners and stakeholders to secure federal funding opportunities. Federal funding will help address Puerto Rico's critical infrastructure needs and build a next-generation electric system for the island while also enabling modern public transit systems and increasing EV charging networks. LUMA continues to collaborate with EV partners to develop and implement projects and studies as part of its role in Puerto Rico's EVAP to support eligible applicants with technical information and federal funding opportunities.

This report includes updates to federal funding opportunities originally documented in the EVAP and identifies potential engagement opportunities with relevant parties, subject to availability and need, and the names of entities and contacts with whom LUMA will work, a schedule for this work, and funding application dates as part of the company's ongoing work to bring a brighter and cleaner energy future to Puerto Rico.

---

<sup>1</sup> [Act 17-2019, Puerto Rico Energy Public Policy Act](#)

## 2.0 Background

On May 1, 2023, LUMA submitted Puerto Rico's Electric Vehicle Adoption Plan (EVAP)<sup>2</sup> with the Puerto Rico Energy Bureau. The EVAP provided, among others, a summary of federal funding opportunities, descriptions, recipients, and identification of whether those federal funding opportunities are available to Puerto Rico. The EVAP also established LUMA's role regarding federal funding opportunities and the impact those federal funding opportunities are expected to have in the electrification of transportation in Puerto Rico.

In compliance with the Energy Bureau's August 11, 2023, Resolution and Orders, LUMA hereby submits as attachment A, the Federal Funding Report, a revised version of the federal funding opportunities included in the EVAP and outlines the specific actions LUMA will take regarding each of the federal funding opportunities identified.

---

<sup>2</sup> [Motion to Submit Final Phase I EV Plan in Compliance with Resolution and Order of January 13, 2023](#)

*Attachment A*

*To Electric Vehicle Federal Funding Report*

*[Submitted separately in its native Excel form]*