

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

IN RE: REVISION OF REGULATION ON
MICROGRID DEVELOPMENT

CASE NO.: NEPR-MI-2023-0007

SUBJECT: Time extension for filing of informal comments on Regulation on Microgrid Development and Request for Public Comments.

RESOLUTION AND ORDER

On May 16, 2018, the Puerto Rico Energy Bureau of the Puerto Rico Public Service Regulatory Board (“Energy Bureau”) approved the *Regulation on Microgrid Development*¹ (“Regulation 9028”), to establish the necessary regulatory framework to promote and encourage the development of microgrid systems in Puerto Rico.²

The Energy Bureau adopted Regulation 9028 pursuant to Act 57-2014, as amended, known as the *Puerto Rico Energy Transformation and RELIEF Act*; Act 82-2010, as amended, known as the *Public Policy on Energy Diversification by Means of Sustainable and Alternative Renewable Energy in Puerto Rico Act*; Act 83-2010, known as the *Green Energy Incentives Act*; and Act 38-2017³, as amended, known as the *Uniform Administrative Procedure Act of the Government of Puerto Rico* (“LPAU”, for its Spanish acronym).

Regulation 9028 enables customer choice and control over their electric service, increase system resiliency, fosters energy efficiency and environmentally sustainable initiatives and spur economic growth by creating a new and emerging market for microgrid services. An essential component for the successful implementation of microgrid systems as a solution to Puerto Rico’s energy needs is the ability of these systems to interconnect to Puerto Rico’s electric grid, currently administered by LUMA.⁴

As the energy sector evolves it is appropriate to review regulatory frameworks to keep them up to date with emerging technologies and initiatives. Aligned with that, the Energy Bureau determined it is in the public interest to open the instant docket to commence an informal process to receive feedback from stakeholders on potential revisions to Regulation 9028. If needed this informal process will be followed with a formal rulemaking process as required under Act 38-2017.

On October 11, 2023, the Energy Bureau issued a Resolution and Order (“October 11 Resolution”) inviting stakeholders and the general public to, within thirty (30) days from October 11, 2023 submit its comments regarding potential revisions. The Energy established that the comments may be filed through the following means:

- a. By email to the following address: comentarios@jrsp.pr.gov;
- b. Online, using the Energy Bureau’s Electronic Filing System, at the following address: <https://radicacion.energia.pr.gov>.

¹*Regulation on Microgrid Development*, Regulation 9028, May 18, 2018.

² Resolution, *In re: Regulation on Microgrid Development*, Case No. CEPR-MI-2018-0001, issued on May 16, 2018.

³ Known as the *Administrative Procedure Act of the Government of Puerto Rico*, as amended.

⁴ LUMA Energy, LCC. and LUMA Energy ServCo, LLC, (jointly “LUMA”).



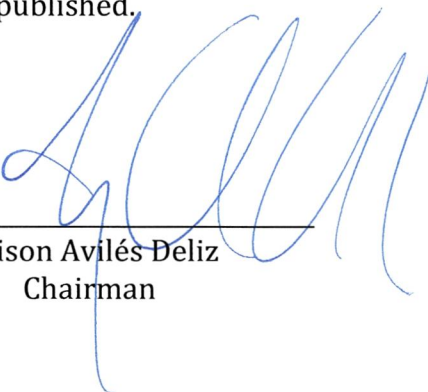
- c. By postal mail addressed to the Puerto Rico Energy Bureau's Clerk's Office, at World Plaza Building, 268 Muñoz Rivera Ave., Suite 202, San Juan, PR 00918; or
- d. In person at the Energy Bureau's Clerk's Office, located at the address set forth above.

For the public's convenience, the October 11 Resolution included copies of the Spanish and English versions of Regulation 9028, as Attachment 1 and Attachment 2, respectively.

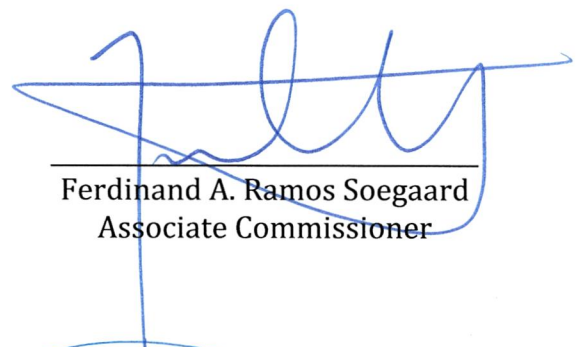
On November 7, 2023, the Independent Office for Consumer Protection of the Puerto Rico Public Service Regulatory Board ("OIPC", by its Spanish acronym) filed a document titled *Motion Requesting Extension of Time to Submit Comments from the OIPC*, in which it asked the Energy Bureau to grant it at least fifteen (15) additional days to submit its informal comments to Regulation 9028.

Upon review of the OIPC Motion, the Energy Bureau **GRANTS** OIPC, stakeholders and the public in general **fifteen (15) additional days, from the notification of this Resolution and Order**, to submit their comments regarding potential revisions to Regulation 9028 as part of this informal process. Additionally, the Energy Bureau **ORDERS** LUMA to, **on or before fifteen (15) days from the notification of this Resolution and Order**, submit its comments regarding potential revisions to Regulation 9028.


Be it notified and published.



Edison Avilés Deliz
Chairman



Ferdinand A. Ramos Soegaard
Associate Commissioner



Sylvia B. Ugarte Araujo
Associate Commissioner



Antonio Torres Miranda
Associate Commissioner

CERTIFICATION

I certify that the majority of the members of the Puerto Rico Energy Bureau agreed on November 13, 2023. Associate Commissioner Lillian Mateo Santos was unavailable. Also certify that on November 13, 2023, I have proceeded with the filing of this Resolution and Order and was notified by email to: contratista@jrsp.pr.gov; lionel.santa@prepa.com; mario.hurtado@lumapr.com; legal@lumapr.com; jorge.flores@lumapr.com; legal@generapr.com; regulatory@genera-pr.com; brannen@genera-services.com y kbolanos@generapr.com.

For the record, I sign in San Juan, Puerto Rico, today, November 13, 2023.



Sonia Seda Gaztambide
Clerk

