

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

IN RE: DISTRIBUTED GENERATION
INTERCONNECTION PROGRESS REPORTS

CASE NO.: NEPR-MI-2019-0016

SUBJECT: Modifications to Interconnection
Progress Reports and New Compliance
Hearing Schedule.

RESOLUTION AND ORDER

In compliance with Act 114-2007, as amended, known as *Act to Establish the Puerto Rico Electric Power Authority's Net Metering Program*, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") holds compliance hearings to discuss the Interconnection Progress Reports quarterly filed by LUMA Energy, LLC and LUMA Energy ServCo, LLC. (collectively "LUMA").

JMR During the past Compliance Hearings, LUMA representatives explained the power point presentation ("Presentation") filed with the Energy Bureau. Also, as part of the Compliance Hearings LUMA answered questions from the Energy Bureau Commissioners and the Independent Consumer Protection Office representatives and consultants regarding the foregoing reports.

ASB As result of this exchanges, the Energy Bureau **ORDERS** LUMA to incorporate the following information in all future Progress Report, including the one to be submitted for the April 29, 2024 Compliance Hearing:

- JMR*
- i. Provide a revised versions of the chart *Energía Acreditada y Exportada por Cliente Medicion Neta (MWh/Cliente)* that represents the energy exported and credited by client type (*i.e.*, residential, commercial, industrial, and agricultural);
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ii. Provide a list of **all** behind the meter distributed generators interconnected to LUMA's system with a nameplate capacity of 100kW or more. For each generator provide the nameplate capacity, generation technology used, available storage and a unique identifier. Also, specify the account (*i.e.* commercial, agricultural, industrial) and metering arrangement (*i.e.* net-metered or not). This list shall be updated quarterly and filed jointly with the Interconnection Progress Report.
 - M*
iii. Provide a count of generators interconnected to LUMA's system with a nameplate capacity within each of the ranges below and total incremental capacity for each range. Also, specify the account (*i.e.* residential, commercial, agricultural, industrial) and metering arrangement (*i.e.* net-metered or not). This list shall be updated quarterly and filed jointly with the Interconnection Progress Report.
 - a. 0 to 100kW;
 - b. 100 to 250 kW;
 - c. 250 to 500 kW;
 - d. 500 to 750 kW;
 - e. 750 to 1MW;
 - f. 1.25MW to 1.5MW;
 - g. 1.5MW to 1.75MW;
 - h. 1.75MW to 2MW; and
 - i. 2MW and above.



- iv. Complete and file the tables included as **Attachment A (1)** of this Resolution and Order below for the periods corresponding to Q2 2023 and Q3 2023 and provide this information for any future quarterly reports, including the one to be submitted for the April 29, 2024 Compliance Hearing;
- v. Complete and file the tables included as **Attachment A (2)** of this Resolution and Order below for the periods corresponding to Q2 2023 and Q3 2023 and provide this information for any future quarterly reports, including the one to be submitted for the April 29, 2024 Compliance Hearing; and
- vi. Complete and file the tables included as **Attachment A (3)** of this Resolution and Order below for the periods corresponding to Q2 2023 and Q3 2023 and provide this information for any future quarterly reports including the one to be submitted for the April 29, 2024 Compliance Hearing.

For compliance with the Resolution and Order issued by the Energy Bureau on July 21, 2020 (July 21st Order¹), the submittal of the foregoing information requests and the preparation and submittal of future progress reports, LUMA **SHALL** use the following definitions¹:

Applicant registration - the registration completed in the LUMA digital portal either by an entity or company duly authorized by the customer or directly by the customer.

Application completed - when the customer has provided all the documentation required as per applicable requirements:

- ✓ Client Orientation Form;
- ✓ Equipment Certifications (OGPe);
- ✓ GD System Tests Certification;
- ✓ Evidence of professional association and license (if the diagram does not include the digital signature);
- ✓ Screen print or manufacturer's certification of inverter settings;
- ✓ Installer Certification (OEPPE);
- ✓ GD illustrative diagram (designer certification);
- ✓ Colegio de Ingenieros y Agrimensores de Puerto Rico stamp for each document certified by an engineer;
- ✓ Electric installation certification;
- ✓ Evidence of membership, professional license, specialty, or compliance with any legal requirements applicable to the professional in charge of certifying the required documents; and
- ✓ any other relevant and necessary documents, as required.

Backlog - includes cases where the customer has provided all the required documentation but has waited over thirty (30) days for the application to be completed.²

Case completed - shall be a case for which the customer has a bidirectional meter installed; the net metering tariff is activated; and the decision over the need for a supplemental study has been notified, the study has been completed and the results notified to the customer.

¹ This determination addresses the definitions presented by LUMA in the document titled *Request to Modify Quarterly Progress Reports and Schedule for Submitting Progress Reports* filed on August 31, 2022.

² This definition excludes from the backlog calculation those cases where the customer has not completed the application process and fairly represents the elapsed time for completing applications. Applicants who have completed all the documentation should be processed ahead of others with incomplete documentation. The progress report shall include a breakdown of how many of the backlog cases correspond to cases waiting for action from the customer.



All other items of the Resolution and Order issued by the Energy Bureau on July 21, 2020 not modified by this Resolution and Order remain in place.

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Finally, the Energy Bureau **ORDERS** LUMA to submit, **on or before April 25, 2024**, detailed information on the issuance of letters to applicants notifying the need for a supplemental study and requesting the payment of a fee for such study, including but not limited to the following:

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1. Number of letters issued, as of the day before the filing of the information requested;
2. Distribution of customers receiving those letters (*e.g.*, residential, commercial, or industrial)³; and
3. Average time from the date the customer applied and the date the letter was issued to that customer.

LUMA **SHALL** submit a copy of the letter issued to the customers.⁴

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On April 1, 2024, The Puerto Rico Solar Energy and Storage Association (“SESA”), and the Independent Consumer Protection Office (“ICPO”) filed a document titled *Joint Motion Requesting Rescheduling Of April Compliance Hearing, Allowing Stakeholders Time To Review Progress Report* (“April 1 Motion”). In the April 1 Motion, SESA and ICPO request that the Energy Bureau provides the public additional time to review the progress reports filed by LUMA before a Compliance Hearing is held. SESA and ICPO ask that the Compliance Hearings be held at least ten (10) days after a Progress Report is filed, beginning with the Progress Report to be submitted in April 2024.

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The Energy Bureau **DETERMINES** beginning with the Progress Report to be submitted in April 2024, the subsequent Compliance Hearings will be scheduled to be held at least ten (10) calendar days after a Progress Report is filed. Unless otherwise established by the Energy Bureau, the schedule for the (i) Progress Report and Power Point Presentation filing; and (ii) the Compliance Hearing⁵ will be the following⁶:

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Quarter	Progress Report & Presentation	Compliance Hearing	Time
January-March 2024	April 25, 2024	May 6, 2024	10:00 am
April - June 2024	July 15, 2024	July 29, 2024	10:00 am
August -September 2024	October 15, 2024	October 25, 2024	10:00 am
October - December 2024	January 15, 2025	January 27, 2025	10:00 am

Note that cognizant of the time and effort that the new content requirements may involve and to prevent LUMA having to request an extension of time, the Energy Bureau has already provided LUMA additional time for both the January-March 2024 Progress Report and Presentation filing and the Compliance Hearing in the schedule above.

For the Compliance Hearings, as previously established by the Energy Bureau, LUMA **SHALL**: (i) provide all relevant representatives with all pertinent documents for the compliance hearings; (ii) make sure said representatives be ready to answer questions that the Energy Bureau staff and/or Commissioners may have; and (iii) timely file a copy of any Power Point presentation, visuals or materials that LUMA intends to use during the Compliance Hearings.

³ Should cover all applications, not only those under the expedited process.

⁴ Should different letters be issued to customers depending on their customer class or other factors, copies of such different letter(s) shall be submitted.

⁵ Unless otherwise established by the Energy Bureau, the Compliance Hearings will be held in person or in a hybrid mode, if necessary.

⁶ All other matters included in the October 3, 2023 Resolution and Order remain unaltered.



The Energy Bureau **WARNS** LUMA's that, noncompliance with any provision of this Resolution and Order, may result in the imposition of fines pursuant to Act 57-2014⁷ and applicable Energy Bureau's regulations and any other appropriate administrative sanctions, as deemed appropriate by the Energy Bureau.

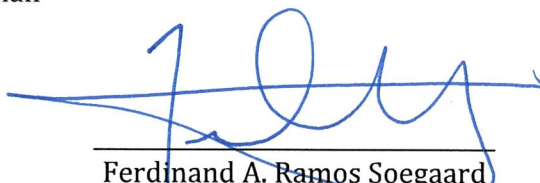
Be it hereby notified and published.



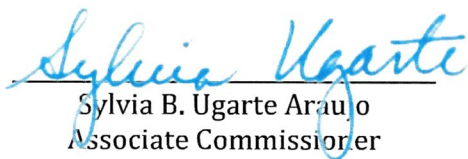
Edison Avilés Deliz
Chairman



Lillian Mateo Santos
Associate Commissioner



Ferdinand A. Ramos Soegaard
Associate Commissioner



Sylvia B. Ugarte Araujo
Associate Commissioner



Antonio Torres Miranda
Associate Commissioner

CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on April 4, 2024. I also certify that on April 4, 2024 a copy of this Resolution and Order was notified by electronic mail to margarita.mercado@us.dlapiper.com, yahaira.delarosa@dlapiper.com, lionel.santa@prepa.pr.gov, hrivera@jrsp.pr.gov, contratistas@jrsp.pr.gov; and I have proceeded with the filing of the Resolution and Order issued by the Puerto Rico Energy Bureau.

I sign this in San Juan, Puerto Rico, today, April 4, 2024.



Sonia Seda Gaztambide
Clerk



⁷ Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended.

Attachment A

1. Number of cases **Pending Net Metering Activation Tariff** as of the end of the quarter by days elapsed from the completion of the Application:

DG SYSTEMS WITH A CAPACITY < 25kw				
Pending Net Metering Activation Tariff as of the last day of the quarter	0 to 30 days	>30 days	>60 days	>90 days

DG SYSTEMS WITH A CAPACITY > 25kw				
Pending Net Metering Activation Tariff as of the last day of the quarter	0 to 90 days	>90 days	>120 days	>150 days

2. Number of cases with **Active Net Metering Tariff** that are **Pending Completion of Pre-Study**⁸ as of the end of the quarter by days elapsed from the net metering activation:

DG Systems with a capacity < 25kw				
Active Net Metering Tariff / Pending Completion of Pre-Study	0 to 30 days	>30 days	>60 days	>90 days

DG Systems with a capacity > 25kw				
Active Net Metering Tariff / Pending Completion of Pre-Study	0 to 90 days	>90 days	>120 days	>150 days

3. Number of cases with **Active Net Metering Tariff** that are **Pending Completion of Supplemental Study**⁹ as of the end of the quarter by days elapsed from the net metering activation:

DG Systems with a capacity < 25kw				
Active Net Metering Tariff / Pending Completion of Supplemental Study	0 to 30 days	>30 days	>60 days	>90 days

DG Systems with a capacity > 25kw				
Active Net Metering Tariff / Pending Completion of Supplemental Study	0 to 90 days	>90 days	>120 days	>150 days

4. Total Number of cases with **Active Net Metering Tariff with Complete Pre-Studies and Supplemental Studies** as of the end of the quarter.

⁸ According to the response provided by LUMA to the ICPO's Request of Information of June 20, 2023, there are approximately 46,000 cases still opened in the interconnection portal pending completion of the pre-study and/or a supplemental study.

⁹ *Id.*

