

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

IN RE: REVIEW OF LUMA'S MODEL BILL

CASE NO.: NEPR-MI-2021-0008

SUBJECT: Resolution for *Request for Approval to Incorporate the Electric Vehicle-Time of Use Rate into the Model Bill*, presented by LUMA.

RESOLUTION

On November 16, 2021, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued a Resolution and Order ("November 16 Resolution") approving LUMA's Model Bill ("Model Bill"). Also, the Energy Bureau ordered LUMA to submit any future proposed change to said Model Bill before the Energy Bureau for evaluation and approval before its implementation.

On January 13, 2023, the Energy Bureau issued a Resolution and Order in the proceeding *In re: Electric Vehicle Charging Infrastructure Deployment*, Case No. NEPR-MI-2021-0013 ("EV Procedure"), in which it ordered LUMA to finish development of and launch the Interim EV TOU Rate ("Interim EV TOU Rate") by September 30, 2023 ("January 13 Order").¹

After several procedural matter, on March 1, 2024, in the EV Procedure, the Energy Bureau issued a Resolution and Order ("March 1 Resolution") extending the deadline for the commencement of integrating the Interim EV TOU Rate until April 30, 2024.²

On March 28, 2024, LUMA Energy, LLC and LUMA Energy ServCo, LLC. (collectively "LUMA") filed before the Energy Bureau a document titled *Request for Approval to Incorporate the Electric Vehicle-Time of Use Rate into the Model Bill* ("March 28 Request"), in which it states that the Interim EV TOU Rate is not included in the Model Bill.³ LUMA included with its filing, as Exhibit 1, the proposed revision in English and Spanish including the "EV-TOU Charges" information in the "Current Charges Detail" section in the third logical page of the Model Bill. LUMA clarifies that the revision will only appear in those bills issued to clients enrolled in the Interim EV TOU Rate and the rest of the Model Bill will remain unaltered.⁴ LUMA states that implementing the change in the Model Bill requires two (2) weeks after the Energy Bureau's approval therefore requesting the Energy Bureau approve the proposed revision of the Model Bill as presented in Exhibit 1, for LUMA to complete the billing integration of the Interim EV TOU Rate by the April 30, 2024, deadline.⁵

On April 4, 2024, the Energy Bureau issued a Resolution granting the Independent Consumers Protection Office ("ICPO") until April 8, 2024, to submit any comments to the LUMA's March 28 Request.

On April 8, 2024, ICPO filed a document titled *Moción en Cumplimiento de Orden con fecha del 4 de abril de 2024* ("April 8 Motion"), in which the ICPO stated that it has no objections with LUMA's proposal as presented in the March 28 Request.⁶

¹ January 13 Order, p. 14.

² March 1 Resolution, p. 2.

³ March 28 Request, pp. 2-3, ¶ 6.

⁴ *Id.*

⁵ *Id.*, p. 3, ¶¶ 7-8.

⁶ April 8 Motion, p. 1, ¶ 2.



On April 8, 2024, the Energy Bureau issued a Resolution (“April 8 Resolution”) in which it granted LUMA’s request to implement in the Model Bill the Interim EV TOU Rate as filed in Exhibit 1 of the March 28 Request.

On May 22, 2024, the Energy Bureau issued a Resolution and Order (“May 22 Order”) through which, among others, ordered LUMA to refile the Model Bill in Case No. NEPR-MI-2021-0008 to correct the incongruency with LUMA’s *Motion Submitting Revised EV Rate Design Proposal* filed July 21, 2022, related to the treatment of the Consumption Charge.⁷

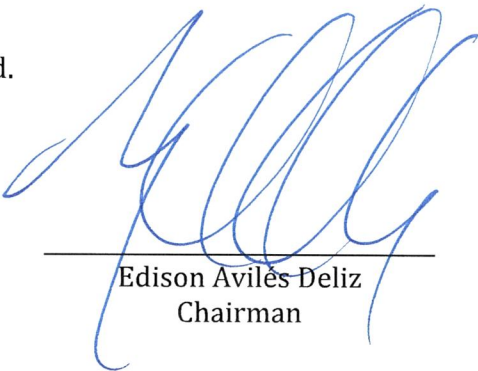
On June 3, 2024, LUMA filed a document titled *Request for Approval of Revision to Model Bill to Clarify Electric Vehicle Time of Use Charges, as Ordered by the Energy Bureau* (“June 3 Request”), in which LUMA included “additional revisions to reflect that the Consumption Charges apply to the entire consumption of 625kWh – that is, the regular Consumption Charge applies to 425kWh and the Additional Consumption Charges applies to 200kWh, thereby reflecting the tiered pricing referred to in the EV Rate Design Proposal.”⁸

On June 11, 2024, LUMA filed a document titled *Motion to Submit Corrected Exhibit 1 to Request Filed on June 3, 2024* (“June 11 Request”), in which LUMA realized that there was an inadvertent error in the Subtotal of the Reconciliation Clauses in the Current Charges Detail in Exhibit 1 of the June 3 Request, which also affected the Total of the bill and therefore, LUMA submitted a revised version of Exhibit 1 of the June 3 Request with the corrected amounts for the Subtotal. LUMA requests that the Energy Bureau substitute Exhibit 1 of the June 3 Request with the attached Exhibit A of the June 11 Request and approve the revised version of the Model Bill in accordance with the June 3 Request.

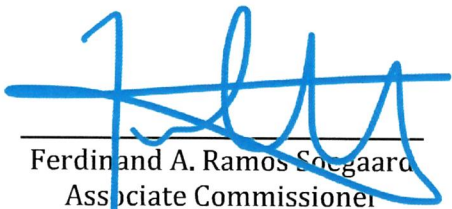
Upon review of the June 3 and June 11 Request, the Energy Bureau substitutes Exhibit 1 of the June 3 Request with the Exhibit A of the June 11 Request and **GRANTS** LUMA’s request to implement in the Model Bill the Interim EV TOU Rate as filed.


The Interim EV TOU Rate will only appear on the customer bill of customers that have enrolled in this program.

Be it 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

⁷ May 22 Order, p. 4.

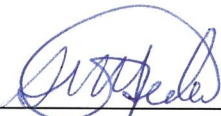
⁸ June 3 Motion, p. 5, ¶ 15.



CERTIFICATION

I certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on June 28, 2024. I also certify that on June 28, 2024 a copy of this Resolution was notified by electronic mail to the following: mvalle@gmlex.net; arivera@gmlex.net; julian.angladapagan@us.dlapiper.com; laura.rozas@us.dlapiper.com; margarita.mercado@us.dlapiper.com, hrivera@jrsp.pr.gov; and I have proceeded with the filing of the Resolution issued by the Puerto Rico Energy Bureau.

I sign this in San Juan, Puerto Rico, today June 28, 2024.



Sonia Seda Gaztambide
Clerk

