

**GOVERNMENT OF PUERTO RICO
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 and Order for Motion in Compliance with Order Entered on August 13, 2025, and Amending Model Bill Proposal.

RESOLUTION AND ORDER

I. Procedural Background

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"). Furthermore, 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 July 31, 2025, the Energy Bureau issued its Resolution and Order establishing the Fiscal Year 2026 Provisional Rates and Fiscal Year 2026 Provisional Budget ("July 31 Provisional Rate Order").² This order addressed the application for provisional rates that LUMA submitted on July 3, 2025, on behalf of itself, Genera PR LLC ("Genera"), and the Puerto Rico Electric Power Authority ("PREPA"). The July 31 Provisional Rate Order approved two provisional riders that constitute the provisional rate rider and the pension payments rider and ordered LUMA to commence collection on September 1, 2025, extending the provisional rate rider for ten months or until the Energy Bureau approves the permanent rate. The pension payment rider shall be maintained until the Energy Bureau decides otherwise.

On August 12, 2025, LUMA submitted a document titled *Amendment of Model Bill to Implement Provisional Rate Riders Approved on July 31, 2025* ("August 12 Request")³, through which LUMA sought authorization to amend its Model Bill to include two new line items for the provisional rate rider and pension payment rider recently approved by the Energy Bureau. The revision would allow LUMA to commence collection of these riders by September 1, 2025, in accordance with the Energy Bureau's directives.

On August 13, 2025, the Energy Bureau issued a Resolution and Order ("August 13 Order"), through which, the Energy Bureau reviewed LUMA's proposed two line-items to the Model Bill and mandated LUMA to incorporate specific language nomenclature for the two provisional rate riders.⁴

On August 20, 2025, LUMA submitted a document titled *Motion in Compliance with Order Entered on August 13, 2025, and Amending Model Bill Proposal* ("August 20 Motion"). LUMA's motion is accompanied by a revised version of the Model Bill, included as Exhibit 1, which allegedly incorporates the wording nomenclature ordered by the Energy Bureau in its August 13 Order.

On August 21, 2025, LUMA filed a document titled *Motion Submitting Revised Version of Model Bill in Compliance with August 13th Order* ("August 21 Motion"), in which LUMA once again changes the nomenclature of the Riders presented as Exhibit 1.

¹ LUMA Energy LLC and LUMA Energy ServCo LLC (jointly referred as "LUMA").

² Case No. NEPR-AP-2023-0003, Resolution and Order, July 31, 2025.

³ Request for Approval of Revisions to LUMA Model Bill to Incorporate Provisional Riders Approved on July 31, 2025 (Aug. 12, 2025).

⁴ August 13 Order, p. 2.



II. Discussion and Conclusion

LUMA seeks verification of compliance with the Energy Bureau’s August 13 Order to begin the implementation of the amended Model Bill and commence collection of the provisional rider and the pension rider, effective for all billing cycles beginning on September 1, 2025.

However, upon review by the Energy Bureau, the August 20 Motion did not include the correct nomenclature stated in the August 13 Order. Also, the August 20 Motion inverted the charge associated with each rider, as approved by the Energy Bureau.

The August 21 Motion includes a revised Exhibit 1 which included the correct nomenclature and the correct charge per rider as stated in the August 13 Order, but it exceeds the maximum number of characters mentioned by LUMA in both the August 20 and August 21 Motions.

In both the August 20 and August 21 Motions, LUMA notifies the Energy Bureau that incorporating the full language mandated in the August 13 Order alters the structure of the Model Bill, as it requires the addition of a second line to accommodate the detailed nomenclature ordered for each rider in both languages. LUMA states that their vendor has advised regarding certain character limitations in the explanation line of the bill printing system. LUMA requests that if the Energy Bureau determines to revise the nomenclature of the riders, it considers the character limits outlined in their August 21 Motion.⁵

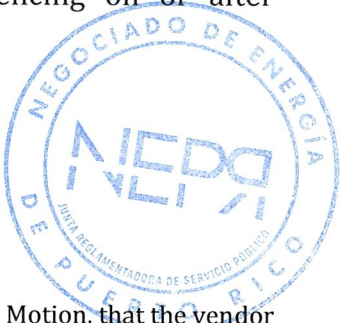
The Energy Bureau **DETERMINES** that simplicity in the language that explains the purpose of the riders is critical to ensure ratepayers are duly informed of the fundamental purpose of these charges. The Energy Bureau revised the nomenclature to simplify the language even more and reduce certain number of characters to fit in one line.

The Energy Bureau **ORDERS** LUMA:

1. LUMA shall amend its revised Model Bill to incorporate the following nomenclature, in English and Spanish, respectively:
 - **Rider PROVISIONAL** – Provisional Adjustment
 - **Cláusula PROVISIONAL** – Ajuste provisional
 - **Rider PENSION PAYMENTS** – Adjustment pension costs
 - **Cláusula PAGO PENSIONES** – Ajuste costos pensión
2. Within three (3) to five (5) business days⁶ from this Resolution and Order's issuance date, LUMA shall submit a compliance filing that includes a revised version of its proposed Exhibit 1, demonstrating full and exact incorporation of the mandated nomenclature into the Model Bill format which shall not exceed one line.
3. Upon the Energy Bureau's verification that the compliance filing fully conforms to these directives, LUMA may implement the amended Model Bill and begin collecting the provisional rates, effective for all billing cycles commencing on or after **September 1, 2025**.

⁵ August 21 Motion, Exhibit 1.

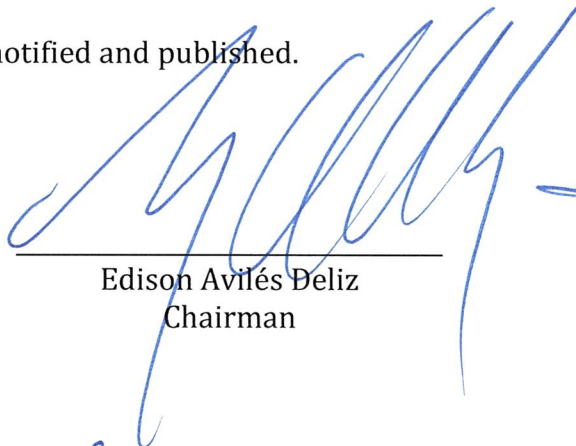
⁶ The Energy Bureau is aware of LUMA’s statement made in Exhibit 1 of the August 21 Motion, that the vendor may take up to five (5) business days to produce mock-up. All the parties must work to assure this is completed to commence billing with these riders commencing September 1, 2025.



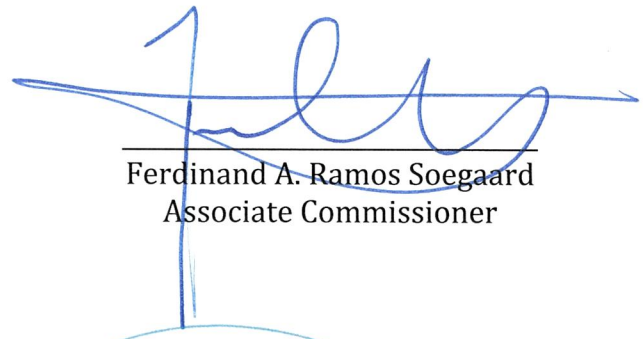
The Energy Bureau **WARNS** LUMA that, in accordance Art. 6.36 of Act 57-2014:⁷

- (i) noncompliance with this Resolution and Order, regulations and/or applicable laws may carry the imposition of fines and administrative sanctions from ten thousand dollars (\$10,000) up to one hundred twenty-five thousand dollars (\$125,000) per day; and
- (ii) for any recurrence of non-compliance or violation, the established penalty shall increase to a fine of not less than fifteen thousand dollars (\$15,000) nor greater than two hundred fifty thousand dollars (\$250,000), at the discretion of the Energy Bureau.

Be it notified and published.



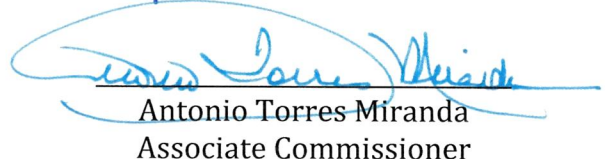
Edison Avilés Deliz
Chairman



Ferdinand A. Ramos Soegaard
Associate Commissioner



Sylvia B. Ugarte Araujo
Associate Commissioner



Antonio Torres Miranda
Associate Commissioner

CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on August 25, 2025. Associate Commissioner Lillian Mateo Santos did not intervene. I also certify that on August 25, 2025 I have proceeded with the filing of the Resolution and Order and a copy of this Resolution and Order was notified by electronic mail to RegulatoryPREBorders@lumapr.com; laura.rozas@us.dlapiper.com; margarita.mercado@us.dlapiper.com; katiuska.bolanos-lugo@us.dlapiper.com; hrivera@jrsp.pr.gov; mvalle@gmlex.net, arivera@gmlex.net.

For the record, I sign this in San Juan, Puerto Rico, today August 25, 2025.



Sonia Seda Gaztambide
Clerk



⁷ Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended ("Act 57-2014").