

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

IN RE: REVISIÓN DEL PROGRAMA
COMPRENSIVO DE MANEJO DE
VEGETACIÓN DE LA AUTORIDAD DE
ENERGÍA ELÉCTRICA

CASE NO: NEPR-MI-2019-0005

SUBJECT: Requirement of Information
("ROI").

RESOLUTION AND ORDER

I. Background

The Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issues this Requirement of Information ("ROI") in the ongoing Rate Case Evidentiary Hearings,¹ where testimony and statements from LUMA appear to indicate that certain vegetation management ("VM") activities have been slowed or stopped, including work associated with both base rate funded programs and the federally funded island-wide vegetation reset. These indications are especially troubling to the Energy Bureau because, in prior budget proceedings, this Energy Bureau has recognized vegetation management as one of the transmission and distribution activities with the greatest potential to improve system performance and has approved specific base rate and federal funding to support an accelerated and sustained VM effort.

Any unjustified slowdown or interruption of vegetation management directly threatens electric system reliability, undermines progress toward achieving a remediated right of-way condition, and may place at risk compliance with Energy Bureau directives, including those set forth in the Electric System Priority Stabilization Plan² and the Targeted Vegetation Management Program. The Energy Bureau is concerned by references to "availability of funds" as a cause for reduced VM activity, given that the Energy Bureau has approved LUMA's vegetation management budgets in prior fiscal years and that additional federal resources are available through programs such as the island-wide vegetation clearing/reset initiative.

Through this ROI the Energy Bureau seeks detailed, comprehensive, and verifiable information from LUMA regarding the current status of all vegetation management activities, including the scope and type of work being performed, using base rate versus federal funding, the role and payment status of contractor companies, the miles and acres planned versus completed, any stoppages or detentions of work, and the cost structure and benchmarking of VM activities. The information requested is intended to allow the Energy Bureau to assess whether approved funds are being prudently utilized, determine whether any slowdowns or stoppages are justified, and ensure that vegetation management is executed at the scale and pace necessary to protect reliability and public interest.

II. Requirement of Information

The Energy Bureau **ORDERS** LUMA to respond, **on or before December 22, 2025**, to the Requirements of Information in **Attachment A** to this Resolution and Order.

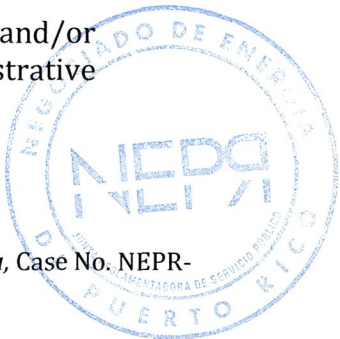
The Energy Bureau **WARNS** LUMA that, in accordance Art. 6.36 of Act 57-2014:³

- (i) noncompliance with this Resolution and Order, regulations and/or applicable laws may carry the imposition of fines and administrative

¹ *In Re: Puerto Rico Electric Power Authority Rate Review*, Case No. NEPR-AP-2023-0003.

² See, Resolution and Order, *In Re: Plan Prioritario Para La Estabilización De La Red Eléctrica*, Case No. NEPR-MI-2024-0005, March 28, 2025.

³ Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended ("Act 57-2014").




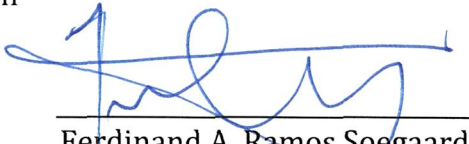
sanctions from ten thousand dollars (\$10,000) up to one hundred twenty-five thousand dollars (\$125,000) per day; and

- (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


Lillian Mateo Santos
Associate Commissioner
Ferdinand A. Ramos Soegaard
Associate Commissioner
Sylvia Ugarte Araujo
Associate Commissioner
Antonio Torres Miranda
Associate Commissioner

CERTIFICATION

I certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on December 8, 2025. I also certify that on December 8, 2025 I have proceeded with the filing of the Resolution and Order, and a copy of was notified by electronic mail to
RegulatoryPREBOrders@lumapr.com; yahaira.delarosa@us.dlapiper.com;
Emmanuel.porrogonzalez@us.dlapiper.com; alexis.rivera@prepa.pr.gov;
nzayas@gmlex.net; rcruzfranqui@gmlex.net; mvalle@gmlex.net; jfr@sbgblaw.com;
legal@genera-pr.com; regulatory@genera-pr.com.

I sign this in San Juan, Puerto Rico, today December 8, 2025.


Sonia Seda Gaztambide
Clerk

ATTACHMENT A

Any stoppage or slowdown of vegetation management work

1. Has any portion of LUMA's vegetation management program been **stopped, suspended, or materially slowed**? If yes, for each affected activity:
 - a. Identify the type of work (e.g., FEMA-funded ROW clearing on 230 kV, routine distribution trimming, substation clearing, etc.);
 - b. Specify the dates during which the work has been stopped or reduced;
 - c. Indicate whether the stoppage is island-wide or limited to specific regions, circuits, or voltage levels;
 - d. State when LUMA expects each affected activity to resume normal levels; and
 - e. Explain the reasons for the stoppage or slowdown (e.g., funding availability, contracting issues, permitting or environmental constraints, internal approvals, safety concerns).

Impact of any stoppage on the Electric System Priority Stabilization Plan

2. Explain whether and how any actual or potential stoppage or slowdown of vegetation management activities affects LUMA's ability to comply with the **Electric System Priority Stabilization Plan** directives for the Targeted Vegetation Management Program.⁴ Specifically:
 - a. Identify any targets, timelines, or priority circuits that cannot be met if vegetation work is stopped or slowed; and
 - b. Describe the reliability and safety consequences (e.g., expected impact on SAIDI/SAIFI, hurricane readiness, or risk of vegetation-related outages on critical lines).

"Availability of funds" as a cause of stoppage

3. If LUMA asserts that any stoppage or slowdown is due to "availability of funds," explain why funding is not available given that:
 - The Energy Bureau has approved LUMA base rate budgets for vegetation management for FY22 and subsequent years;
 - FEMA has approved or is approving significant federal funding for the Island Wide Vegetation Clearance ("IWVC") program;

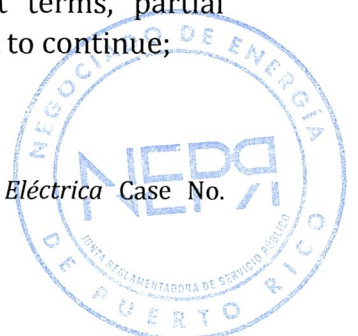
In your answer, address:

- a. Whether there are any legal, contractual, or internal constraints that prevent the use of approved base rate funds;
- b. Whether there are specific limitations, conditions, or delays in accessing FEMA funds (e.g., DSOW approval, EHP review, reimbursement timing); and
- c. How these constraints concretely prevent LUMA from continuing planned vegetation work in FY26.

Options to continue work despite delayed payments

4. If funding availability or payment delays are causing or may cause a stoppage in vegetation management during FY26, explain:
 - a. Whether LUMA has discussed or negotiated temporary arrangements with its vegetation management contractors (e.g., extended payment terms, partial payments, bridge financing, or other mechanisms) to allow work to continue;

⁴ Resolution and Order, *In Re: Plan Prioritario Para La Estabilización De La Red Eléctrica* Case No. NEPR-MI-2024-0005, Activity #2, Attachment A, March 28, 2025.



- b. What specific options LUMA has considered or rejected to avoid an interruption of vegetation work; and
- c. What concrete steps LUMA is prepared to take, in coordination with contractors and funding agencies, to maintain vegetation management activities without compromising system reliability.

