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## Energy Alert

### ***Regulation for the Interconnection of Generators to the Electrical Transmission and Subtransmission System under the Net Metering Program***

On February 28, 2013, the Puerto Rico Electric Power Authority ("PREPA") published for comment its proposed Regulation for the Interconnection of Generators to the Electrical Transmission and Subtransmission System under the Net Metering Program (the "Regulation"). It establishes the requirements and procedures for the interconnection and operation of generation systems that use renewable energy sources to produce electricity and will be interconnected to PREPA's electrical transmission and subtransmission system with the intent of participating in the Net Metering Program.

The Regulation is applicable to electrical generation systems with the following characteristics:

1. The system is located on the property, building or structure of a public or private entity, connected behind the meter and interconnected through a common interconnection point to PREPA's electrical transmission (*i.e.*, 115kV) or distribution (*i.e.*, 38kV) system;
2. The system will be participating in PREPA's Net Metering Program;
3. The system has a maximum capacity of 5 Megawatts (MW); and
4. The electricity generated by the system is produced by renewable energy sources.

The Regulation is not applicable to generation systems that will be interconnected to PREPA's distribution system (e.g., 13.2 kV or lower) or to stand alone systems. According to the Regulation, PREPA must evaluate and approve any generation system that will be interconnected to PREPA's electrical system regardless of whether the system will be injecting electricity to PREPA's electrical grid.

Aspects covered by the Regulation include the design and construction of interconnection systems; operation and maintenance of generation systems; disconnection and curtailment of generation systems; the process for requesting and obtaining approval of the interconnection; use and approval of certified equipment; system protection and control measures; Additional Technical Requirements ("ATRs") for projects with a nameplate capacity greater than 1 MW; tests, modifications and maintenance of generation systems; insurance policy requirements; and an administrative appeal process, among others. The purchase of energy by third parties and/or PREPA is not governed by the Regulation.

The Regulation includes an interconnection agreement form as an attachment.

PREPA will be receiving comments regarding the proposed Regulation until April 1, 2013. To review the full document, please [click here](#).

If you have any questions or comments, or wish additional information regarding this matter, please contact any of the attorneys listed below, members of our Environmental, Energy and Land Use Practice:

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