

(S. B. 550)

(No. 108-2013)

(Approved September 9, 2013)

AN ACT

To amend subsection (e) of Section 2 of Act No. 114-2007, as amended, in order to reinstate expert electricians and electrical engineers duly authorized to practice the profession in Puerto Rico, as the persons authorized to install electric power generating equipment that uses renewable energy sources.

STATEMENT OF MOTIVES

Act No. 114-2007, as amended, authorizes the Electric Power Authority to establish a net metering program that allows for interconnection to its electric transmission and distribution system and electricity feedback for customers who have installed electric power generating equipment that uses renewable energy sources.

Act No. 211-2008 amended said Act No. 114-2007, in order to substitute the requirements for persons authorized to install equipment that uses renewable energy sources to generate electricity so that they had to be expert electricians or electrical engineers duly authorized to practice the profession in Puerto Rico. This was due to the fact that the functions attributed in the original text of said Act 114 to the North America Board of Certified Energy Practitioners were already regulated by the legislation in effect, and by the criteria and requirements of the Examining Boards of expert electricians and electrical engineers and their respective Associations.

Subsequently, Act No. 103-2012 amended Act No. 114-2007, *supra*, in order to increase the maximum qualifying generating capacity to up to five megawatts (5MW) for commercial and industrial customers that are interconnected to the subtransmission and transmission system of the Electric Power Authority; temper the Act with the current name of the Energy Affairs Administration; and for other purposes. Said amendment reinstated the requirement that the electric power generating equipment that uses renewable energy sources should be installed by persons certified by the North America Board of Certified Energy Practitioners.

However, it is the intent of this Legislative Assembly that expert electricians and electrical engineers duly authorized to practice their profession in Puerto Rico by their respective Examining Boards be the persons authorized to install equipment that uses renewable energy sources to generate electricity.

Therefore, it is necessary and warranted to amend subsection (e) of Section 2 of Act No. 114-2007, as amended, in order to reinstate expert electricians and electrical engineers duly authorized to practice their profession in Puerto Rico as the persons authorized to install electric power generating equipment that uses renewable energy sources.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF PUERTO RICO:

Section 1.- Subsection (e) of Section 2 of Act No. 114-2007, as amended, is hereby amended to read as follows:

“Section 2.- Eligibility

To be eligible for this benefit, the solar electric equipment, windmill, or other source of sustainable or alternative renewable energy, as such terms are defined in Act No. 83-2010, known as the ‘Green Energy Incentives Act of Puerto Rico,’ must meet all the requirements established in the federal legislation and regulations applicable to net metering programs that allow for interconnection to transmission systems. Unless otherwise provided, or unless another requirement is specifically

imposed through the applicable federal legislation or regulations to expressly prevent state legislation, every solar electric equipment, windmill, or other source of sustainable or alternative renewable energy, as defined in Act No. 83, *supra*, must meet the following requirements:

- a) ...
- b) ...
- c) ...
- d) ...
- e) Be installed by an expert electrician or a professional electrical engineer, both of whom shall be members of their respective associations, in accordance with Act No. 115 of June 2, 1976, as amended, and must have satisfactorily approved continuing education courses offered by their respective Associations on the installation of distributed generation equipment based on any type of renewable energy, and interconnection, measurements, and testing rules of the National Association of Regulatory Utility Commissioners and the Institute of Electrical and Electronic Engineers. Such professionals shall register with the Energy Affairs Administration furnishing a certified copy issued by the Association of which they are members, attesting to the approval of the required continuing education courses, which shall be in effect for (4) years after approval, and by furnishing a copy of their professional electrical engineer or expert electrician license, as the case may be.
- f) ...
- g) ...
- h) ...
- i) ...”

Section 2.— This Act shall take effect immediately after its approval.

CERTIFICATION

I hereby certify to the Secretary of State that the following **Act No. 108-2013 (S. B. 550)** of the **2nd Regular Session** of the **17th Legislative Assembly of Puerto Rico**:

AN ACT to amend subsection (e) of Section 2 of Act No. 114-2007, as amended, in order to reinstate expert electricians and electrical engineers duly authorized to practice the profession in Puerto Rico, as the persons authorized to install electric power generating equipment that uses renewable energy sources.

has been translated from Spanish to English and that the English version is correct.

In San Juan, Puerto Rico, on this 3rd day of October, 2018.

Orlando Pagán-Ramírez
Director