# GOVERNMENT OF THE VIRGIN ISLANDS OF THE UNITED STATES

### **Public Services Commission**

IN RE:	)
THE VIRGIN ISLANDS WASTE MANAGEMENT AUTHORITY PETITION FOR RECONSIDERATION OF ANNUAL ASSESSMENT FOR FY2025	Docket No. 705 Order No. <u>12</u> /2025

#### **ORDER**

## WHEREAS, Section 25a of Title 30 provides, in relevant part:

- (b) Each public utility shall, prior to September 30, of each year, pay a fee, as determined under subsection (c) of this section, to the Public Services Commission (hereinafter "the Commission") except that the Virgin Islands Water and Power Authority (hereinafter "WAPA") shall pay a quarterly fee of the annual assessment by the utilities, consistent with the quarterly allotment to the Commission by the Office of Management and Budget. The fees shall be deposited into the Commission's Revolving Fund; provided, however, that there is hereby established a ceiling of \$2,500,000 for the amount of said fees to be deposited into the Fund, any excess to be covered into the General Fund.
- (c) The annual fee for a particular public utility shall be an amount equal to the product of the Commission's total current year assessments and the public utility's revenue ratio. The revenue ratio of a public utility shall be equal to its gross operating revenues divided by the territorial gross operating revenues. The Executive Director of the Commission shall, prior to September 1 of each year, calculate each public utility's fees under this section, and after approval by the Commission, shall notify each such public utility of the amount due. ...

WHEREAS, on September 8, 2024, the Commission approved the annual assessment of the regulated utilities and issued Order No. 38-2024; and

WHEREAS, on September 18, 2024, Order No. 38-2024 was delivered to the Virgin Islands Waste Management Authority (hereinafter "Authority" or "VIWMA"); and

WHEREAS, on October 18, 2024, VIWMA filed a petition for reconsideration addressing the FY2025 annual assessment of VIWMA; and

Docket 696 – VIWMA Petition for Reconsideration PSC Order 12/2025 Page 2 of 2

WHEREAS, on November 7, 2024, the Commission met and reviewed VIWMA's Petition for Reconsideration;

# NOW THEREFORE, the Commission Orders that:

- 1. VIWMA's Petition for Reconsideration of FY2025 Annual Assessment is Granted; and
- 2. The PSC Staff is to issue a schedule for briefing and testimony; and
- The matter shall be returned to the Commission for formal hearing at the Commission's February 2025 meeting, currently scheduled for February 11, 2025.

So Ordered.

For the Commission,

**Date:** January 22, 2025

Pedro K. Williams, Chair