FINANCIAL OVERSIGHT AND MANAGEMENT BOARD FOR PUERTO RICO



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BY ELECTRONIC MAIL

January 11, 2018

The Honorable Ricardo A. Rosselló Nevares Governor of Puerto Rico La Fortaleza P.O. Box 9020082 San Juan, PR 00902-0082

The Honorable Thomas Rivera Schatz President of the Senate of Puerto Rico The Capitol of Puerto Rico P.O. Box 9023431 San Juan, PR 00902-3431

The Honorable Carlos J. Méndez Núñez Speaker of the House of Representatives of Puerto Rico The Capitol of Puerto Rico P.O. Box 9022228 San Juan, PR 00902-2228

Dear Governor Rosselló Nevares, President Rivera Schatz, and Speaker Méndez Núñez:

We write in response to the certification, dated January 3, 2018, that Act 119 is significantly inconsistent with the Commonwealth's Fiscal Plan pursuant to Section 204(a)(2)(C) of PROMESA (the "Non-Compliance Certification"). The Non-Compliance Certification states that the funds and resources needed to implement Act 119 are not in the Commonwealth's Fiscal Plan or the Commonwealth's Budget and that Act 119 will affect the Government's eligibility for federal funds.

Honorable Ricardo A. Rosselló Nevares Honorable Thomas Rivera Schatz Honorable Carlos J. Méndez Núñez Page **2**

Having carefully reviewed Act 119 and the Non-Compliance Certification, the Oversight Board is notifying you, pursuant to Section 204(a)(3)(C), that the Oversight Board received the Non-Compliance Certification and is directing you, pursuant to Section 204(a)(4)(B), to either (i) correct Act 119 to eliminate the inconsistency with the Commonwealth's Fiscal Plan or (ii) provide an explanation for the inconsistency with the Commonwealth's Fiscal Plan that the Oversight Board finds to be reasonable and appropriate. Please provide your response by January [19], 2018.

Note that, if you fail to either (i) correct Act 119 to eliminate the inconsistency or (ii) provide an explanation for the inconsistency that the Oversight Board finds is reasonable and appropriate, pursuant to Section 204(a)(5), the Oversight Board may take such actions as it considers necessary, including preventing the enforcement or application of Act 119.

Sincerely,

José B. Carrión

Chair

Andrew G. Biggs Carlos M. García Arthur J. González José R. González Ana J. Matosantos David A. Skeel, Jr.

CC: Natalie A. Jaresko Christian Sobrino Vega