



September 19, 2025

Via E-mail: [Comments@WestWidePathwaysInitiative.org](mailto:Comments@WestWidePathwaysInitiative.org)

West-Wide Governance Pathways Initiative

Re: Utah Office of Energy Development Comments on Regional Organization for Western Energy Draft Bylaws

The Utah Office of Energy Development (OED), Utah's state energy office and primary resource for advancing energy and mineral development in the state, appreciates the opportunity to provide comments on the Regional Organization for Western Energy (ROWE) draft bylaws. We also commend the Pathways Initiative for emphasizing state policy priorities, market independence, transparency, and collaboration. To further strengthen these principles and ensure the creation of a fair, transparent, and efficient electricity market that both benefits all stakeholders and respects state policy priorities in the Western Interconnection, the OED expresses its strong support for the comments and proposed revisions submitted by the Wyoming Energy Authority (WEA).

Specifically, the OED agrees with WEA's proposed revisions to Article IV "Public Interest." We concur that explicitly requiring the Board of Directors to consult with the BOSR on tariff changes that materially affect state policy, significant resource adequacy, or market structure impacts will highlight the BOSR's critical role in advising the Board on policy decisions and emphasize the importance of each state's perspectives on market design changes.

We also support WEA's proposal to expand the "Placeholder for Market Monitoring and Market Expert" to include a required review and calculation of the economic impacts of state policy priorities. As WEA has suggested, the following language should be incorporated: *"The Market Monitoring function shall include review of economic impacts of State policies and shall report findings directly to both the Board and the BOSR. All analysis as a part of this impact study for any Tariff change shall be made publicly available on the corporation's website."* This addition promotes transparency, accountability, and public trust.

Further, we support WEA's proposed revision to Section 4.2 "State Policies" to add the phrase, *"And do not unduly burden or prevent,"* ensuring that market design does not infringe on state policy priorities.

Throughout the draft bylaws, we also echo WEA's call to explicitly reference *"State energy offices or their equivalents."* As OED's experience has shown, state energy offices play an increasingly vital role in advancing state energy policy, informing and monitoring market design, and supporting energy-driven economic development. Including state energy offices in the Public Policy Committee (Section 4.1.4 and Section 8.5) and in the Availability of Information provisions (Section 10.2.2) is critical to ensuring balanced and representative governance.

In conclusion, the Utah Office of Energy Development appreciates the opportunity to submit these comments and reiterates our strong support for the revisions proposed by the

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Wyoming Energy Authority. While ROWE's stated intention to respect state energy policies is commendable, we share WEA's concern that this will be difficult to achieve without stronger, clearer, and more enforceable commitments in the bylaws themselves. State energy policy is foundational to the functioning of Western markets and to sound governance. Without reinforced protections, there is significant risk of infringing on state priorities, eroding transparency, and undermining trust. Utah has distinct policy goals and economic development interests that must be safeguarded, and we believe these recommendations are necessary to ensure that ROWE is built on principles of fairness, transparency, and respect for state authority.

The OED looks forward to working collaboratively with other states, stakeholders, and the Pathways Initiative to ensure that any regional organization is built on principles of fairness, transparency, and respect for state authority.

Sincerely,

A handwritten signature in black ink that reads "Emy Lesofski". The signature is fluid and cursive, with a large, stylized 'E' and a long, sweeping tail.

Emy Lesofski  
Executive Director  
Utah Office of Energy Development