

July 10, 2015

Visit us online at www.wpma.com

WP-07-10-15

PAY YOUR MEMBERSHIP DUES AND OTHER PAYMENTS ONLINE

Watch for your dues invoice coming soon. You can now make your dues payment as well as other payments online. Look for the payment icon below on the WPMA home page.



BEWARE OF UNAUTHORIZED "HOUSING VENDORS" WHEN MAKING RESERVATIONS FOR WPMAEXPO 2016

It has come to our attention that YET ANOTHER company inaccurately representing itself as our "housing vendor" is contacting individuals in the WPMA community, soliciting business. Specifically, they will offer to make hotel reservations within the WPMA block on your behalf, and some will also misrepresent that they are calling from The Mirage Hotel.

WPMA is not utilizing the services of any housing service for the WPMAEXPO in February.

Reservations for WPMAEXPO should be made directly with The Mirage Hotel, either by phone or via our website link once it is available. *If you provide your credit card information to any of these unauthorized vendors, your card may be charged but you may not have a reservation when you arrive.*

If you have any questions about the WPMAEXPO hotel block, or general questions about the WPMAEXPO, please contact Kim White, by telephone (801) 263-9762, or email at kimw@wpma.com.

ANOTHER HIGHWAY EXTENSION ON THE HORIZON

It is becoming more likely that Congress will pass a transportation funding extension through the end of the year to give lawmakers more time to come up with a long term plan. Both highway policy and Highway Trust Fund (HTF) spending authority are set to expire on July 31. Funding the program through the end of the year will require \$11 billion while a six year reauthorization will require \$90 billion.

Both House Ways and Means Committee Chairman Paul Ryan (R-WI) and Senate Finance Committee Chairman Orrin Hatch (R-UT) acknowledged this week that a year-end patch is looking more likely at this point. Senate Majority Leader Mitch McConnell (R-KY) also indicated that the Senate will likely consider a transportation funding extension next week through the end of the year.

Rep. Ryan prefers a short extension that would be a prelude to taxing stockpiled offshore profits to pay for a long-term reauthorization. Ryan is also considering linking a multiyear highway measure to revising the tax code. Meanwhile, Senator McConnell has said that Congress will not raise the motor fuels excise tax.

FDA DELAYS MENU LABELING REQUIREMENTS FOR ONE YEAR

On Thursday, the FDA delayed compliance with the menu labeling rule until December 1, 2016. While the delay is a welcome short term fix, the rule needs permanent modification. Legislation strongly supported by PMAA was introduced to provide relief from the final rule for retailers. Reps. Cathy McMorris Rodgers (R-WA) and Loretta Sanchez (D-CA) reintroduced, the "Common Sense Nutrition Disclosure Act," (H.R. 2017) earlier this year which would modify the Menu Labeling language in Obamacare to permit retailers to identify a single primary menu while not having to include nutrition labeling in other areas of the store. Under the existing regulations, every area where food is on display must each include calorie information for every item sold there. Furthermore, the bill would clarify that advertisements and posters do not need to be labeled and would provide flexibility in disclosing the caloric content for variable menu items that come in different flavors or varieties, and for combination meals.

H.R. 2017 would also ensure that retailers acting in good faith are not penalized for inadvertent errors in complying with the rule and stipulate that individual store locations are not required to have an employee "certify" that the establishment has taken reasonable steps to comply with the requirements. Stores would have 90 days to correct any alleged violation without facing enforcement action. Finally, the bill would also delay regulatory implementation for two years.

During a recent House Subcommittee on Health hearing on the legislation, it was announced that in order to make the bill more palatable to those who oppose it, language that would exempt retailers who derive 50 percent or less of their revenue

from food for immediate consumption and/or prepared and processed on-site would be removed from H.R. 2017. While PMAA opposed removing the exemption language, the remaining portion of the bill is still solid and would give retailers the flexibility they need to comply with the menu-labeling regulations.

ADMINISTRATION REFUSES TO PROVIDE TRANSPARENCY REGARDING KEYSTONE XL

On Wednesday, House Oversight & Government Reform Committee Chairman Jason Chaffetz (R-UT) announced that his committee would subpoena all reports, recommendations, letters and comments that the State Department has received from eight other federal agencies empowered to weigh in on Keystone.

State Department spokesman John Kirby responded by saying that a decision on approving the Keystone XL pipeline is “under active consideration....” “But because we are committed to transparency and want to ensure members of Congress have answers to their questions, we assured the committee that after a decision is made, we will release the comments of the eight executive advising agencies.” This has irritated conservative lawmakers because the Obama Administration continues to drag its heels on making a pipeline decision.

Earlier this year, EPA Administrator Gina McCarthy made some encouraging remarks during an interview when she indicated that the Keystone XL pipeline, if approved, would not be a disaster for the climate as some environmentalists have argued. Approval of the pipeline has wide ranging support and several environmental impact studies have shown that the pipeline would have no effect on climate change. Unfortunately, it’s unknown when the President plans to make a decision on the Keystone XL pipeline since he doesn’t face a deadline. The GOP-controlled Congress could force the President’s hand by including Keystone XL approval in must-pass legislation such as raising the debt ceiling and/or a federal government spending bill later this year.

PMAA fully supports the immediate approval of the Keystone XL pipeline.

HOUSE BILL WOULD BLOCK FDA REVIEW OF E-CIGS AND MENU LABELING **Limits CFTC Funding**

This week, the House Appropriations Committee approved the Agriculture spending bill which includes funding for the Food and Drug Administration (FDA) and the Commodity Futures Trading Commission (CFTC). The spending bill included PMAA supported language to grandfather e-cigarettes from new product reviews that are to be instituted by the FDA under a rule that is likely to be finalized this summer. Committee Chairman Hal Rogers (R-KY) supports the language as it is needed to prevent a backlog that would be caused by the FDA attempts to apply new reviews to products introduced over the last eight years. In April 2014, the FDA announced that it planned to regulate the \$3 billion dollar market for e-cigarettes as well as cigars to limit sales to minors, ban free samples, and require nicotine addiction warnings as well as ingredient lists. If the current proposal is finalized, it is expected to be heavily litigated.

Meanwhile, the bill includes language that would postpone for one year implementation of the menu labeling regulations that are set to go into effect on December 1, 2015. This language was helpful since the FDA agreed on Thursday to delay implementation of the final menu labeling rule (see story above) until December 1, 2016.

Finally, the Agriculture spending bill also funds the CFTC at \$250 million which is \$72 million less than the Obama Administration request. PMAA supports full CFTC funding at \$322 million to ensure the CFTC gets the critical funding it needs to oversee the oil and refined product futures marketplace.

EXPORT OF CRUDE GIVEN FURTHER DEBATE THIS WEEK

Two hearings on crude oil exports were held this week. One hearing was before the House Agriculture Committee on “Energy and the Rural Economy: the Economic Impact of Exporting Crude Oil.” Members of the committee heard from experts on energy development and the rural economy, who focused on the advantages to lifting the ban on oil exports.

“The majority of oil development takes place in rural areas like Texas’ Eleventh Congressional District, and when development slows or prices swing wildly, the health of those rural communities suffers. Allowing a forty-year old law to dictate our nation’s energy policy is simply not in the best interest of the American people. According to studies, if we were to lift the ban today, we would see close to a million new jobs nationwide in just a few years. Lifting the oil export ban will grow our economy, it will also improve our geopolitical position and it will lower gas prices,” said Chairman Mike Conaway (R-TX).

Additionally, the House Energy and Power Subcommittee held a hearing on H.R.702, Joe Barton’s (R-TX) legislation to prohibit restrictions on the export of crude oil. H.R. 702 was not enthusiastically embraced by Democrats and is not likely to become part of a larger energy bill that may move this Congress. However, the International Union of Operating Engineers and the Laborers International Union of North America announced full support for Barton’s bill this week, giving some hope for eventual approval. However, refiners are concerned that this WTI-Brent spread would disappear if Congress repeals the crude oil export ban allowing cheaper WTI priced crude to be sold in the world’s oil market.

PMAA Executive Committee decided last year that PMAA would remain neutral on repealing the crude oil export ban.

BILL WOULD PROVIDE RENEWABLE ENERGY TAX ADVANTAGE

Senators Chris Coons (D-DE) and Jerry Moran (R-KS), and Reps. Ted Poe (R-TX) and Mike Thompson (D-CA) have reintroduced legislation that would give renewable energy projects access to a tax advantage currently available only to oil, gas, coal and pipeline projects. The "Master Limited Partnerships (MLPs) Parity Act" would change the tax code such that renewable fuel companies could form master limited partnerships, which combine the funding advantages of corporations (ownership interests are traded like corporate stock on a market) and the tax advantages of partnerships.

"In order to grow our economy and increase our energy security, sound economic tools like master limited partnerships should be expanded to include additional domestic energy sources," Senator Moran said. "MLPs have a proven record of success through real growth in our country's energy infrastructure. This legislation builds on a successful model, and I look forward to working with my Senate colleagues on policies that will drive innovation, create American jobs, and grow our economy."

MARK YOUR CALENDARS FOR UPCOMING EVENTS

February 16 – 18, 2016 - WPMA Convention & Expo – Mirage Hotel, Las Vegas, Nevada

August 5 – 7, 2015 - Idaho (IPM&CSA) Convention - Sun Valley Lodge - Sun Valley, Idaho

August 17-19, 2015 – New Mexico (NMPMA) - Marriott Pyramid North – Albuquerque, New Mexico

September 15-17, 2015 - Utah (UPMRA) Convention - Park City Marriott - Park City, Utah

August 3 – 5, 2016 - Idaho (IPM&CSA) Convention - Coeur d'Alene Resort - Coeur d'Alene, Idaho

NPP WPMA MEMBER SERVICE

WPMA has partnered with NPP to provide members discounts on many products and services. NPP negotiates the rates, and makes them available to WPMA members. Membership with NPP is free, and there is no obligation to purchase. Discounts through Verizon, Expedia, Fastenal, Cradlepoint, and more.

Register Now: <https://associations.mynpp.com/myNPP/memberSavings.xhtml?guid=RB3WUOFG>

WPMA MEMBER SERVICES



Register Now: <https://associations.mynpp.com/myNPP/memberSavings.xhtml?guid=RB3WUOFG>

Petro Pete: "I like long walks on the path of least resistance."

© 2014 Western Petroleum Marketers Association - All rights reserved. No part of this work may be reproduced or copied in any form or by any means - graphic, electronic, or mechanical, including photocopying, recording, or otherwise. The information herein is also intended for the sole purpose of members of the Western Petroleum Marketers Association (WPMA). Any other use is strictly prohibited without the express written consent of the WPMA. If you do not wish to receive information via fax or e-mail, please contact WPMA at: (801) 263-9762, Fax: (801) 262-9413, or e-mail: janr@wpma.com. Thanks.



Classified Ads

FOR SALE:

Idaho Petroleum Equipment Inc. has two new Containment Solutions fiberglass fuel tanks for sale with warranty

One of each *12,000 Gallon and **6,000/6,000 Split 12,000 gallon double wall tanks
dry interstitial, 42" sump, non-water tight lid and includes deadmen straps

*12,000 Tank- \$9,5000.00 ** 6,000/6,000 Split Tank - \$14,500.00 or best offer

Contact Juan @ 208.724.3390 or ipejuan3@gmail.com