

March 15, 2013

Visit us online at www.wpma.com

WP-03-15-13

WE'D LIKE TO "LIKE" YOU!

WPMA is requesting a list of WPMA member company web pages that have a presence on social media sites that include Facebook, Twitter, LinkedIn and YouTube. If your company is using any of these social media sites, please send us your web address, so WPMA can follow you. This will give both your company and WPMA greater exposure on the web.

Any company that submits their web address within the next five business days will be entered in a drawing to win an Atomic Wall Clock, sporting the WPMA logo. This clock features a built-in receiver that receives updated time and date every 4-12 seconds from the U.S. Government's NIST in Colorado. It also displays the indoor and outdoor temperatures. Submit your web address for your chance to win this great clock! Please email this information to janr@wpma.com.

FARMERS LIKELY TO SECURE FOUR MONTH SPCC DELAY

Yesterday, the Senate adopted an amendment by voice vote to the Continuing Resolution (CR) funding bill which, when approved by the House, will delay SPCC compliance deadlines for farmers. The Senate is expected to finish up work on the CR early next week and it's likely the House will pass the CR before March 27 when the current CR expires. The amendment prevents funds from being used through Fiscal Year 2013 to implement requirements of EPA's SPCC rule slated to go into effect on May 10, 2013 for farmers. The rule requires them to hire a certified professional engineer to design a SPCC plan and have secondary containment installed. As petroleum marketers well know, the SPCC rule is applicable to any facility, including farms, with an aggregate above-ground oil storage capacity of 1,320 gallons in tanks of 55 gallons or greater.

Recently, Senator Mark Pryor (D-AR) introduced a bill which would increase threshold sizes for Aboveground Storage Tank (AST) regulation at the farm level, and allow more farms to self-certify. It provides an exemption from the SPCC rule to any farmer who has less than 42,000 total gallons of oil storage capacity and no single tank larger than 10,000 gallons. Similar legislation was introduced by Rep. Rick Crawford (R-AR) in the House. The measure adopted in the Senate yesterday only provides a compliance delay until September 30, 2013. On October 1, 2013, farms will have to comply with SPCC rules unless additional delays are legislated or provided by EPA.

REFINERY RULE WITHDRAWN

This week, the White House Office of Management and Budget withdrew an EPA proposed rule which would have subjected nearly 150 refineries to new emissions control standards.

Specifically, the proposed rule would have addressed residual risk and technological developments related to air toxics emissions. After extensive analysis, the OMB sent the proposed rule back to EPA for further development arguing that the EPA lacked sufficient evidence that provides any benefit to public health. The refinery industry argued that existing regulations are sufficient and additional regulations aren't needed. Meanwhile, refineries potentially face another string of burdensome EPA regulations including upcoming ozone, Tier 3 gasoline and additional CO2 emissions proposed rules.

The refinery industry and PMAA oppose these potential regulations.

BILL WOULD USE CONSTITUTIONAL AUTHORITY TO APPROVE KEYSTONE

Yesterday a bipartisan group of Senators co-sponsored a bill that was introduced by Senators Hoeven (R-ND) and Baucus (D-MT) which would approve the Keystone XL pipeline by using Congressional authority under the Constitution's Commerce Clause. Senator Hoeven tried to attach similar language to multiple bills last year as well.

Co-sponsors of the bill are Senators Begich (D-AK), Murkowski (R-AK), Roberts (R-KS), Cornyn (R-TX), Manchin (D-WV), Landrieu (D-LA), Vitter (R-LA), Heitkamp (D-ND), Pryor (D-AR), Risch (R-ID), Tester (D-MT) and Barrasso (R-WY). PMAA strongly supports all congressional efforts to move Keystone forward. If the new pipeline is approved, it will create jobs, benefit consumers and significantly enhance North American energy independence.

HIGHWAY CHAIRMAN SUPPORTS VMT, GAS AND DIESEL TAX INCREASES

The notion of taxing vehicles based on miles traveled has gained an important supporter. Rep. Tom Petri (R-WI), Chairman of the Highway Subcommittee of the Transportation and Infrastructure Committee, now supports a vehicle miles traveled tax (VMT) to help fund the nation's infrastructure. Further, until technology for VMT is further developed, Petri supports an increase in federal gasoline and diesel taxes, and indexing the tax to keep up with inflation. The Chairman opposes what he considers "creative funding streams" such as allowing people with overseas profits to buy infrastructure bonds in order to avoid taxes.

The current two year Highway reauthorization bill will need to be renewed by October 2014, so Chairman Petri and

committee members are going to begin holding roundtable meetings with trucking and other business sectors on how to best pay for transportation. It is expected that the Committee will spend this year and the next to reach a consensus.

IRS ACCEPTING ELECTRONIC FILINGS ONCE AGAIN FOR MOTOR FUEL EXCISE TAX RELATED CLAIMS

The Internal Revenue Service announced today that it has finished updating its tax-processing system software allowing business and individual taxpayers to once again electronically file 2012 federal motor fuel excise tax returns, biodiesel credit claims as well as alternative fuel and alternative fuel mixture credits and income tax returns.

The IRS ceased the electronic filing option due to changes required by the American Taxpayers Relief Act passed by Congress in January. In the interim, claimants were required to file paper returns which created delay in processing motor fuel tax related claims. Over the weekend, the IRS completed reprogramming and testing of its systems for tax-year 2012 including all remaining updates required by the American Taxpayer Relief Act.

Please contact [Mark S. Morgan](mailto:mmorgan@pmaa.org) (mmorgan@pmaa.org), PMAA Regulatory Counsel, for any questions related to this change.

PLEASE TAKE THE TIME TO REGISTER NOW FOR PMAA'S WASHINGTON CONFERENCE AND DAY ON THE HILL

PMAA's annual Washington Conference and Day on the Hill will be held in our Nation's Capital of Washington, DC from May 15-17. This forum unites marketers, state association executives and suppliers from across the country to openly discuss all the issues facing the petroleum marketing industry with their members of Congress and find solutions together.

The meeting will commence with an Opening Session / Issues Briefing followed by Committee Meetings on the afternoon of May 15th. The last event of the first day is our welcome reception including our PAC silent auction fundraiser! On the morning of May 16th, there will be a buffet breakfast and a supplemental issues briefing if you did not arrive in time to attend the original one. Marketers and association executives will then head to Capitol Hill for visits with their members of Congress. Please be sure to make these appointments at your earliest convenience. There will be a hospitality suite and luncheon on the Hill. On the evening of May 16th, we will honor our new PMAA Chair, Benny Hodges. Our conference will conclude after the PMAA Board of Directors meet on May 17th following the buffet breakfast and region meetings.

For those planning to attend this informative conference, please be sure to complete a Registration Form at your earliest convenience. Information and instructions for these forms along with the Conference Schedule and up-to-date Hotel Information can be found at <http://www.pmaa.org/pmaameetings/upcomingmeetings.asp>.

CLARIFICATION ON HOW TO OPT-OUT OF THE CASH SETTLEMENT CLASS OF THE VISA/MASTERCARD CLASS ACTION ANTITRUST LITIGATION.

While WPMA is not recommending whether or not a retailer should opt-out we feel it is important for those who do want to opt-out to have the information necessary to do so before the opt-out deadline of May 28, 2013. Each retailer should study the options for themselves and make an independent decision on whether or not to opt-out. For more information go to: www.paymentcardsettlement.com

To opt-out (exclude yourself) from the Cash Settlement Class (Rule 23(b)(3) Settlement Class) of this settlement, send a letter to: Payment Card Interchange Fee Settlement, P.O. Box 2530, Portland, OR 97208-2530

Your letter must be postmarked by **May 28, 2013**. **You cannot exclude yourself by phone, fax, email or online.**

Send your letter by first-class mail and pay for the postage. Keep a copy for your records.

Your letter must be signed by a person authorized to do so and state as follows:

- I want to exclude [name of merchant] from the Cash Settlement Class of the settlement in the case called *In re Payment Card Interchange Fee and Merchant and Discount Antitrust Litigation*.
- My personal information is:

Name (first, middle, last):

Position:

Name of Merchant:

Address:

Phone No.:

Merchant's taxpayer identification number:

- The business names, brand names, and addresses of the stores or sales locations that I want to exclude from the Cash Settlement Class are:

(list all businesses and addresses of each store or sales location)

- My position at the business that gives me the authority to exclude it from the Cash Settlement Class is as follows:

Warning! If your letter is sent after the deadline it will be considered invalid. If this happens, you won't be excluded from the Cash Settlement Class, and you will still be part of the settlement and will be bound by all of its terms.

For more information go to: www.paymentcardsettlement.com



Start planning now to attend the 2014 WPMA Convention and Convenience Store Expo. It will be held at the Mirage in Las Vegas, Nevada. Mark your calendars for February 18-20, 2014.

Access the WPMA National Convention page by scanning the QR code on the left with your smart device.

MARK YOUR CALENDARS FOR UPCOMING EVENTS IN 2013

May 9-10, 2013 – NPM&CSA Big Dogs' Shootout – Red Rock Hotel & Casino – Las Vegas, Nevada

June 4-6, 2013 - Montana (MPMCSA) Convention - Holiday Inn Grand - Billings, Montana

June 17-20, 2013 - Washington (WOMA) Convention - Suncadia Lodge - Cle Elum, Washington

June 20, 2013 – UPMRA Summer Golf Classic – South Mountain Golf Course – Draper, Utah

July 31-August 2, 2013 - Idaho (IPM&CSA) Convention - Sun Valley Resort - Sun Valley, Idaho

August 27-29, 2013 – New Mexico (NMPMA) Convention – Embassy Suites Hotel , Albuquerque, NM

September 12-13, 2013 - Utah (UPMRA) Convention - Zermatt Resort - Midway, UT


Petro Pete: “**Beware of half-truths...you may get the wrong half.**”

© 2012 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



SUSSEER PETROLEUM COMPANY

The highest volume independent wholesale Fuel Distributor in Texas IS NOW HIRING!

IN HOUSTON, CENTRAL TEXAS AND DALLAS/FORT WORTH

Openings include:

- Branded Fuel Account Manager
- Brand Manager
- Branding Specialist
- Supply Trader
- Marketing Manager

www.susserpetroleumpartners.com or send resume to careers@susser.com

Company offers a competitive salary and benefit package including medical, dental, vision and life coverage, 401 (k) plan, tuition reimbursement, paid vacation, career opportunities and an employee referral program.

Drug-Free Workplace - EOE

EMPLOYMENT OPPORTUNITY



Dealer Sales Representative

Thomas Petroleum is looking for a Dealer Sales Representative for the Northern Utah and Southern Idaho area. Must have experience with branding stations, dealer contracts and dealer relations. Great pay and benefits.

Interested candidates should send their resume to ahansen@clthomas.com