

March 17, 2023

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WP-03-17-23



### REGISTER NOW FOR NEVADA BIG DOGS

Join us April 27 for BOWLING at Red Rock Casino Resort and Spa followed by a GOLF Tournament at Sienna Golf Club on April 28.

Hope to see you there!

[CLICK HERE TO REGISTER ONLINE](#)



### REGISTRATION NOW OPEN FOR THE MPMCSA - MONTANA CONVENTION

The convention starts Tuesday, June 7 with your choice of a Golf Tournament at Old Works Golf Course or Shooting at Anaconda Trap Club. Later that evening enjoy the Welcome Reception from 5:00 - 7:00 pm.

Wednesday brings the General Business Session, Trade Show, along with the a reception, dinner and a live and silent auction.

You don't want to miss it.

[CLICK HERE TO SEE THE SCHEDULE AND REGISTER ONLINE](#)



## **REGISTRATION NOW OPEN FOR THE WASHINGTON ENERGY & CONVENIENCE STORE CONVENTION**

Don't miss the President's Reception on Monday, June 21, at 5:00 pm. Breakfast and the General Business Session kick off Tuesday, followed by the Trade show, reception, dinner and a silent auction. Enjoy Wednesday's 7:30 am Horse Race Golf followed by the Golf Tournament at 10:30 am. Register now!

**[CLICK HERE TO SEE THE SCHEDULE AND REGISTER ONLINE](#)**

The following information provided by:  
**EMA-Energy Marketers of America**



### **MULTI-STATE HOURS OF SERVICE WAIVER EXTENDED FOR GASOLINE, DIESEL AND JET FUEL**

The Federal Motor Carrier Safety Administration (FMCSA) extended the multistate Hours of Service waiver for gasoline, diesel and jet fuel through April 16, 2023, for the following states due to an unanticipated shutdown of the Suncor refinery: Colorado, Kansas, Nebraska, New Mexico, Oklahoma, Texas, Utah, and Wyoming.

The emergency declaration applies to all states and jurisdictions listed above. This waiver covers all fuel deliveries in the states and jurisdictions listed because they support the "emergency," which in this case, is maintaining adequate fuel distribution in those areas.

Important: The FMCSA waiver covers interstate shipment of fuel in and out of the states and jurisdictions listed in the waiver letter. The FMCSA waiver does not cover intrastate only shipments (deliveries that stay within the boundaries of a single state). State governors must issue waivers for intrastate shipments within their boundaries. State Governors typically issue such waivers as part of their Emergency Declaration, or when FMCSA waivers are put into effect. Some of these states have already issued intrastate HOS waivers. Click [here](#) to read the notice and [here](#) for questions regarding the waiver.

### **APPLICATIONS NOW OPEN FOR DOT'S CHARGING AND FUELING INFRASTRUCTURE GRANT PROGRAM**

Applications opened this week for the first round of U.S. Department of Transportation's new Charging and Fueling Infrastructure (CFI) Discretionary Grant Program, established by the Infrastructure Investment and Jobs Act (IIJA). The CFI will provide \$2.5 billion over five years to a wide range of eligible applicants that includes cities, counties, local governments, and Tribes to fund the installation of publicly accessible electric vehicle charging as well as alternative fueling infrastructure along designated Alternative Fuel Corridors and in urban and rural communities with a focus on underserved and disadvantaged communities. This first round of funding makes up to \$700 million from fiscal years 2022 and 2023.

CFI Program is divided into two grant funding categories, the Community Program and the Corridor Program, and requires that 50 percent of the funding over five years is made available for each. Important to energy marketers is the Corridor Program which provides \$1.25 billion to install publicly accessible EV charging infrastructure and hydrogen, propane, and natural gas fueling infrastructure along designated alternative fuel corridors (AFCs). The Community Program will provide \$1.25 billion to install publicly accessible EV charging infrastructure, and hydrogen, propane, or natural gas fueling infrastructure in communities and may be located on any public road or in other publicly accessible locations such as parking facilities at public buildings, public schools, and public parks, or in publicly accessible parking facilities owned or managed by a private entity.

Information about eligibility and grant program can be found in the [Notice of Funding Opportunity](#) and on the [USDOT Federal Funding Programs website](#). EMA encourages its state associations to work with their state and local authorities in applying for grants. Applications are due by May 30, 2023. Two webinars are being held [March 21st](#) and [March 22nd](#).

### **LEGISLATIVE UPDATE**

This week, the House GOP decided to put a few miles on its new majority, taking up a massive energy package, H.R. 1, and contemplating the rolling back of President Biden's Waters of the U.S. (WOTUS) regulations. H.R. 1, which was introduced on Tuesday, would, according to Speaker Kevin McCarthy (R-CA), do two things: (1) restore American energy leadership and (2) make it easier to build stuff in America. The Speaker noted that the U.S. must be able to streamline permitting while protecting the environment. Unfortunately for House Republicans, Senate Majority Leader Chuck Schumer (D-NY) has said that the bill is "dead on arrival" in the Senate.

The WOTUS piece, however, may be a slightly different story. Led by Sen. Shelly Moore Capito (R-WV) in the Senate, and passed in the House, Republicans – along with Democrat Joe Manchin (D-WV)—may have a better shot at rolling back President Biden’s regulation under the Congressional Review Act. If successful, the regulations would revert to the rule in place when this one was adopted, which was a WOTUS rule put in place by President Trump. This would be typical. However, this would not be typical since President Trump’s WOTUS rule is currently on pause in litigation. As a result, EPA’s Assistant Administrator for Water Radhika Fox has stressed this would cause unintended consequences, effectively rolling it back to a 2015 Obama-era rule which was even stricter than the Biden version the GOP seeks to eliminate. Still, with Joe Manchin on board and Democrats John Fetterman (D-PA) and Dianne Feinstein (D-CA) currently unavailable for votes, the bill could find a majority (albeit, not a filibuster proof one). Still, President Biden has threatened to veto any repeal effort. And even if it were to pass, it is unlikely there is a veto-proof majority for the rescission.

While much of this week’s action was at least somewhat partisan, not everything that happens in DC is, as Senators Deb Fischer (R-NE) and Alex Padilla (D-CA) re-introduced legislation that would allow veterans to use the GI bill funding to attend Commercial Driver’s License (CDL) programs at branches of CDL schools. Under current law, if an approved CDL school opens a second location for a certification program, those would not qualify for GI bill funding for two years. This would expedite that process, by ensuring CDL schools that offer courses at new branches do not have to wait two years if the primary institution has been approved by the VA and State Approving Agencies to receive GI benefits. Additionally, Joe Goffman, the nominee for the Assistant Administrator for the Office of Air and Radiation, responded to Senator Shelley Moore Capito’s (R-WV) follow up confirmation hearing question regarding EPA’s proposed rulemaking to revise vapor recovery requirements for gasoline bulk plants. The question impressed that EPA “significantly underestimated the economic impact of the proposed rule on small businesses and on the availability of gasoline in rural areas” and asked how he would address these impacts if confirmed. Mr. Goffman said that “the EPA is currently reviewing the comments received on the proposal for Subpart BBBB Bulk Gasoline terminals, and the concerns you cited were raised in the comments. EPA will consider all timely comments and potential impacts as it prepares a final rule. EPA anticipates issuing a final rule by August 30, 2023.

## **HYDROGEN INFRASTRUCTURE BILLS BUILDOUT REINTRODUCED**

Recently, Senators Chris Coons (D-Delaware) and John Cornyn (R-Texas) reintroduced their bipartisan Hydrogen Infrastructure Initiative, a package of four bills to support the adoption of hydrogen in energy-intensive sectors. Senators Ben Ray Lujan (D-New Mexico), Bill Cassidy (R-Louisiana), John Hickenlooper (D-Colorado), Lisa Murkowski (R-Alaska), and Martin Heinrich (D-New Mexico) are also cosponsors.

The Coons-Cornyn Hydrogen Infrastructure Initiative is a package of four bills to support the adoption of hydrogen technologies in high-impact end-use applications and the buildout of the requisite infrastructure needed to transport, store, and deliver hydrogen. The legislation would stimulate critical end-use demand as the United States continues to build its hydrogen economy. [Click here](#) for more information.

## **WEEKEND READS**

[Lawmakers Introduce bill to Deny the “California Car Mandate” | Fuel Matters](#)

[Green Fuel Frenzy Is Set to Drive a Canola Boom in the Southern US](#)

[BP Economist Warns Against Too Much Focus on Decarbonization | Bloomberg](#)

[EIA projects that U.S. energy-related CO2 emissions will fall through 2050 in AEO2023](#)

[Winter power grid troubles put scrutiny on natural gas reliability | Politico Pro](#)

[Iowa, Nebraska warn EPA they'll sue to make E15 available this summer | Des Moines Register](#)

[Republicans use new majority to take on Biden regulations | The Hill](#)

[FDA Authorizes Copenhagen Classic Snuff as Modified Risk Tobacco Product | CSP Daily News](#)

## **EMA NEWS**

**Washington Conference and Day on the Hill May 10-12**

**Please Make Your Hotel Reservation and Register**

EMA’s annual Washington Conference and Day on the Hill will be held in Washington, DC from May 10-12 at The Mayflower Hotel. Our industry continues to have dozens of important legislative and regulatory issues to discuss and the Day on the Hill remains the primary focus of this conference for you to meet with your members of Congress and network with other marketers from across the country!

You can find all conference details by [CLICKING HERE](#) from how to make your hotel reservations, to viewing the conference schedule and registering with secure event payment processing.

**Registrations must be received by April 28 to be included in our hotel guarantee.**

## COMPLIMENTARY WEBINAR

### Cannabis in the Workplace

Tuesday, March 21, 2023 (11:00 AM CST)

60 minutes | Complimentary | Advance registration required

This webinar will provide attendees with practical knowledge about managing employee behavior and performance relating to the use of marijuana or cannabis products in and out of the workplace.

Baseline issues such as what to do about impairment at work; how to navigate both legal and illegal use by employees; and the status of drug testing will be discussed.

Employees' expectations around these issues has transformed, and employers face complex and often conflicting rules and laws when grappling with these issues, and the presenter will provide practical solutions for dealing with them.

Real life examples will be provided and there will be a live Q&A session at the end.



#### WHO SHOULD ATTEND

- Managers
- Supervisors
- Risk Managers
- HR Professionals

#### **JOIN A 2 1/2 DAY RISK MANAGEMENT ACADEMY SESSION TO LEARN ABOUT REDUCING RISK AT YOUR PETROLEUM MARKETERS BUSINESS**

Risk, in its many forms, is an ever-present part of our lives. When it comes to your business, you know that mitigating risk is an important factor in keeping your employees safe, your claims costs low, and your business standing strong. Federated Insurance® has the resources to help, and would like to offer you an exclusive invitation to our complimentary 2 ½-Day Risk Management Academy<sup>SM</sup> (RMA) session for petroleum marketers.

This informative session will be held on May 16-18, 2023. It will be hosted by Federated Insurance in Owatonna, Minnesota. Business owners are encouraged to attend — this session will equip you and a representative from your organization with industry-specific tools and knowledge designed to help prevent losses and protect profits. During the session, you will:

- Address losses impacting your industry

- Connect with industry peers facing similar challenges
- Apply risk management best practices at your business

The registration deadline is Friday, April 14, 2023. There is no charge to attend this valuable seminar. Attendees are responsible only for air and/or ground transportation to and from the seminar location, lodging, and incidental meals. Class size is limited to 40 people.

You can learn more by viewing a brief [video](#) about the Risk Management Academy. To reserve your spot in the upcoming session, or for more information, please contact [FederatedRMA@fedins.com](mailto:FederatedRMA@fedins.com). Or, visit [www.federatedinsurance.com](http://www.federatedinsurance.com) and click on [Risk Management Academy](#) to register online.

**PLEASE NOTE UPCOMING DATES FOR WPMA EVENTS**

April 27-28, 2023 – Nevada Big Dogs – Red Rock Hotel/Sienna Golf Course – Las Vegas, NV  
 June 6-7, 2023 – MPMCSA Montana Convention – Fairmont Hot Springs – Fairmont, MT  
 June 19-21, 2023 – WIED Washington Convention – Suncadia Lodge, Cle Elum, WA  
 July 16-18, 2023 – OFA Oregon Conference – Sunriver Resort – Sunriver, OR  
 August 2-4, 2023 – IPM&CSA Idaho Convention – Sun Valley Resort – Sun Valley, ID  
 August 21-23, 2023 - NMPMA New Mexico Convention - Sandia Resort - Albuquerque, NM  
 October 25-27, 2023 - UPMRA Utah Convention - Hilton Graden Inn - St. George, UT

Hawaii, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington and Associate scholarship applications are NOW in process ...

**\$4,000**

**2023** SCHOLARSHIP   
**RECIPIENTS!** WPMA  
 SCHOLARSHIP FOUNDATION

Look for recipients to be featured in the WPMA News Scholarship Magazine coming this AUGUST

**Petro Pete: Build a man a fire and he'll be warm for a day. Set a man on fire and he'll be warm for the rest of his life.**

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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: [kimw@wpma.com](mailto:kimw@wpma.com) Thanks.

**CLASSIFIED ADS**

**FOR SALE:**

2007 Kenworth T800 with Polar tanks.  
 Local deliveries, no long haul or mountain passes.  
 Approximately 775,000 miles.  
 \$199,000.00

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