WPMA weekly update
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June 19, 2026 | Visit us online at wpma.com | WP-06-19-26

## A Heartfelt Thank You to the WOMA Supporters

The success of the WOMA Convention is made possible through the support and participation of so many dedicated individuals and companies. We extend our sincere appreciation to our sponsors for their generous contributions, our exhibitors for showcasing the products, services, and innovations that keep our industry moving forward, and our attendees for investing their time to learn, connect, and strengthen valuable industry relationships.

Your commitment to WOMA and the petroleum marketing industry is what makes this event such a meaningful and successful gathering. Thank you for being an important part of this year's convention.

## A Great Day on the Course for UPMRA Golf

Sunshine, friendly competition, and great company made this year's UPMRA Summer Golf Classic a tremendous success.

A special **thank you** goes to our sponsors whose support helped make the tournament possible. We also appreciate every golfer who took time out of their busy schedule to join us on the course. Your participation and enthusiasm are what make this event one that members look forward to each year.

THE UTAH PETROLEUM MARKETERS & RETAILERS ASSOCIATION

Thank you for being part of another outstanding UPMRA Summer Golf Classic. We hope to see you at the next UPMRA event!

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

### A Minnesota Lawsuit Every Fuel Distributor Should Watch

A quiet case working its way through a Minnesota district court may carry more long-term significance for the fuel distribution industry than almost any regulatory development in recent memory from EPA's Office of Underground Storage Tanks. The Minnesota Pollution Control Agency (MPCA) has sued a conventional fuel wholesaler, asserting that it qualifies as an "operator" of an underground storage tank (UST) system it never owned, managed, or controlled. The Energy Marketers of America (EMA) is supporting the defense of this case with funds from its Marketer Defense Fund, reflecting how seriously the industry views the potential consequences.

The facts of the case are straightforward. The company supplied fuel to a third-party-owned retail gas station, arranged deliveries through an independent common carrier, and received an automated data feed from the station's tank gauge — used solely to determine delivery timing. When a petroleum release occurred at the site, the MPCA bypassed Minnesota's petroleum cleanup fund and instead pursued the distributor as the liable party, arguing that access

That argument inverts nearly four decades of established regulatory interpretation. Since EPA first promulgated UST rules in 1988, an "operator" has been consistently defined as any person in control of, or having responsibility for, the *daily operation* of the UST system. Minnesota, like most states with EPA-approved programs, adopted this definition verbatim. In nearly 40 years of enforcement, no environmental agency has successfully applied that definition to a product supplier whose only connection to the tank was a data feed used for logistics planning — until now.

The implications of an MPCA victory would ripple across every state in the country. Distributors could find themselves legally responsible for tank and line leak detection, UST maintenance and repair, operator training and recordkeeping requirements, and — most consequentially — cleanup costs and third-party liability at every customer site they supply. That financial exposure would be compounding: standard pollution and storage tank liability insurance typically excludes non-owned sites, meaning distributors could face pressure to separately insure each customer's individual tanks. For the typical jobber supplying dozens or hundreds of retail locations, that burden would be commercially untenable.
The case also raises a practical impossibility: a wholesaler that does not own, manage, or have legal authority over a site simply cannot perform the compliance functions the law assigns to operators. Imposing that obligation anyway does not make stations safer — it just reallocates liability onto parties with no ability to act on it.

This case deserves close attention well beyond Minnesota's borders. A legal outcome that effectively makes wholesalers co-insurers of every retail site they supply would crush smaller operators who lack the capital to insure and assume compliance responsibility across dozens or hundreds of customer locations. Given the broad implications of the case, EMA is supporting the fuel company with funds from its Marketer Defense Fund to ensure this regulatory overreach does not propagate across the nation.

### BUILD America 250 Act (H.R. 8870) Update

Senate Environment and Public Works (EPW) Committee Chair Shelley Moore Capito (R-WV) has indicated that an extension of the current surface transportation authorization bill, which expires September 30, remains a realistic possibility. While she prefers completing a full reauthorization by the deadline, Capito and the committee's ranking Democrat, Sen. Sheldon Whitehouse (D-RI) have not yet reached agreement or released official bill text.

Other Senate leaders, including Commerce Committee Chair Ted Cruz (R-TX), are waiting for the EPW Committee to complete its markup before advancing their portions of the legislation, which may include language on autonomous vehicles. Despite ongoing work in both chambers, those close to the process have widely expected for months that an extension will ultimately be needed to avoid a lapse in funding.
The BUILD America 250 Act includes several provisions aimed at improving Highway Trust Fund solvency and modernizing transportation policy. Section 1129 establishes new annual state registration fees of $130 for electric vehicles and $35 for plug-in hybrids, with mandatory collection mechanisms and a 125% withholding penalty for non-compliance. Beginning in 2029, both fees would increase by $5 every two years, subject to caps of $150 for EVs and $50 for PHEVs. Section 6004 directs continued analysis of a potential national vehicle miles traveled (VMT) fee as a replacement or supplement to the federal gas tax, including studies on impacts to rural versus urban drivers and the feasibility of interstate interoperability for road usage charge systems.

Several sections focus on hazardous materials safety and regulatory efficiency. Section 10607 requires PHMSA to conduct rulemaking for enhanced safety placards capable of withstanding high temperatures from uncontrolled fires, applying to rail and other surface freight modes in response to incidents like East Palestine. Industry groups, including EMA, are engaging PHMSA and plan to coordinate with the Association of American Railroads to ensure the changes do not extend to fuel transportation. Section 10608 mandates a PHMSA study, due one year after enactment, on the feasibility of material-specific hazardous materials endorsements for commercial driver's licenses, with public comment and a report to congressional committees which EMA sought to include. Section 10604 streamlines the special permit process by extending initial permits from two to four years and reducing the timeline for incorporating proven permits into permanent hazmat regulations from ten to eight years.

The bill also repeals two programs from the 2021 Bipartisan Infrastructure Law that supported emissions reduction and electrification. Section 1118 eliminates incentives for medium- and heavy-duty electric trucks and other electrification measures at port facilities. Section 1125 fully repeals the Carbon Reduction Program, which had directed federal highway funding toward projects aimed at lowering transportation-related greenhouse gas emissions. These changes reflect a shift away from certain climate-focused transportation initiatives in favor of other priorities.

**EMA Supports Recent California Air Pollution Rule Waivers**
EMA fully supports repealing the four California air pollution rule waivers recently submitted to Congress by the EPA under Administrator Lee Zeldin. These submissions trigger a process under the Congressional Review Act (CRA) that could allow Republicans in Congress to nullify portions of California's rules.

This action is part of a broader effort to eliminate both federal and state-level tailpipe greenhouse gas standards, freeing automakers from climate requirements in California and the at least 12 other states that follow its regulations. Republican leadership and the auto industry have pushed for these steps to prevent what they describe as a "backdoor" national electric vehicle mandate.

The new batch of waivers includes older greenhouse gas rules for light-duty vehicles dating back to 2009, the 2013 Advanced Clean Cars (ACC) rule, and the Biden administration's reinstatement of the ACC rule after a previous revocation. The EPA also submitted a waiver for small off-highway engines (such as those in lawn mowers, chainsaws, and leaf blowers) that requires a transition to zero-emission technology. Industry groups are challenging this rule in court, arguing that a lack of viable alternatives could hinder disaster relief efforts.

**EMA's Fall Meeting at the NACS Show 2026: October 5-6: Website and Registration Open!**
Get ready for an exciting and productive EMA Fall Meeting, held alongside the NACS Show! Connect with industry leaders, gain valuable insights, and celebrate excellence at the Wynn Las Vegas!
Event Highlights:

- Oct 5, Afternoon: Kick off with a New Attendee Orientation & Federal Legislative Update to get up to speed on key issues.
- Oct 5, Evening: Join the EMA/NACS Reception Salute to State Association Executives at the Wynn/Encore Chopin Patio sponsored by Altria and PMI.
- Oct 6 Morning: Start your day with a Buffet Breakfast, followed by Region and Committee Meetings to collaborate and strategize.
- Oct 6, Afternoon: Celebrate at the Distinguished Service Award Luncheon, honoring former Kentucky/Ohio Marketer and EMA Past Chair Jeff Lykins, proudly sponsored by Federated Insurance. The EMA Board of Directors Meeting will follow.

Register now in the link below and be part of the EMA Fall Meeting at the NACS Show. We look forward to seeing you in Las Vegas! For more details, **visit the website**.
*An invitation was sent to your inbox on June 17. Responding to the links on the invitation email is the recommended way to register.*

**Click Here for EMA's Fall Meeting at the NACS Show Information!**

**Remember, the NACS Show registration is separate from EMA's Fall Meeting registration.**

**Special EMA Members Code for NACS Show 2026 Registration**
Using the **EMANS2026** code provides EMA with $100 for every retailer or marketer paid registration at any rate. **EMA encourages EMA state execs to promote and share with your state association's member companies. Click here for the flyer.**

**Please note that EMA State Execs are comped for NACS Show registration. Additionally, the NACS Show registration is separate from EMA's Fall Meeting registration.

Questions registering for NACS Show? Contact NACS Show registration customer service at **nacs@maritz.com** or 469-513-9489, Monday-Friday, 9:00 a.m. - 5:00 p.m. EST, for assistance.

**Click Here to Register for the NACS Show**

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**Weekend Reads**
**Energy markets will never be the same, even after the Iran cease-fire deal**

**Hormuz reopening to release wave of oil supply, depress prices - AOL**

[Oil glut may follow Iran war, says IEA, amid demand destruction]

[Gas prices fall below $4 per gallon as oil supply fears ease after Iran deal]

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**Federated Insurance 2 1/2-Day Risk Management Academy**
**Specifically for the Petroleum Industry** held **August 11-13, 2026** in Owatonna, Minnesota
You are responsible only for the cost of travel, lodging (at a discounted rate), and incidental meals.

**Key Topics**

- Developing a Risk Management Culture
- Learning the importance of risk management for businesses
- Advantages of using Federated DriveSAFE℠ Telematics
- Evaluating workers compensation risks
- Focusing on business succession and employee retention

**Register today!**

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**Federated Insurance Risk Management Academy Complimentary Webinar**
**Navigating Cannabis and the Workplace**
**Thursday, July 16, 2026** (1:00 PM Central)
30 minutes | Complimentary | Advance registration required

It's Our Business to Protect Yours
FEDERATED INSURANCE®

This webinar explores state laws on marijuana legalization, employee protections for off-duty use, and recognizing impairment at work. Attendees will learn about cannabis testing methods, their limitations, and the challenges of creating consistent multistate policies. Gain practical strategies to address evolving employee expectations and navigate complex, conflicting regulations effectively.

**WHAT YOU WILL LEARN**
➤ An overview of the state-specific cannabis laws regarding legalization and protecting off-duty use.
➤ The different testing methods for cannabis exposure and their limitations.
➤ How to determine if an employee is impaired on the job.
➤ Best practices for employers in navigating these issues.

Click **here** to Register Today!

For additional information or to discuss this in further detail, please contact your **Federated** regional representative or EMA's National Account Executive **Jack West** at **262.719.7750** for any additional information or risk management questions.

**At Federated Insurance, It's Our Business to Protect Yours®**

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The ***WPMA NEWS*** currently serves EIGHT independent petroleum and convenience store associations.

**WPMA NEWS MAGAZINE CURRENT ISSUE**

Click **HERE** for a previous *WPMA News* issue

***EMA JOURNAL*** - The Official Publication of the Energy Marketers of America

**EMA JOURNAL CURRENT ISSUE**

# REGISTRATION OPEN

**Click on the event below to register**

OFA Conference **Registration**

IPM&CSA Convention **Registration**

NMPMA Convention **Registration**

UPMRA Convention **Registration**

**PLEASE NOTE UPCOMING DATES FOR EVENTS**

**July 12-14, 2026 OFA (Oregon) Conference, Sunriver Resort, Sunriver, OR**
**Aug 5-7, 2026 IPM&CSA (Idaho) Convention, Coeur d'Alene Resort, Coeur d'Alene, ID**
**Aug 18-19, 2026 NMPMA (New Mexico) Convention, Sandia Resort, Albuquerque, NM**
**October 27-29, 2026 UPMRA (Utah) Convention, Hilton Garden Inn, St. George, UT**
**February 16-18, 2027 WPMAEXPO, MGM Grand, Las Vegas, NV**

# Member Services

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Convenience Stores Against Trafficking

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**TransForce**
Help finding drivers

**Hertz Car Rental**

***Petro Pete:*** **What did one DNA say to the other DNA? "Do these genes make me look fat?**

# CLASSIFIED ADS

## FOR SALE:

**New Canopy Lights – Brand New in Box**
Five brand new canopy lights available. Originally purchased for a gas station canopy but ideal for a variety of outdoor lighting applications.

- 150 Watt
- 5000K Color Temperature
- 20,041 Lumens
- Brand New in Original Box

Original cost: $369.99 each
Selling for: $100 each

Reasonable offers will be considered for the purchase of all five lights.

Contact Brent:
(208) 431-0800 or (208) 219-1758

## FOR SALE:

**2007 Kenworth T800 with Polar tanks**
Approximately 775,000 miles.
Local deliveries, no long haul.
$89,999.00
Call (208) 765-2266

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WPMA at: (801) 263-9762, Fax: (801) 262-9413, or e-mail: kimw@wpma.com Thanks.