

WPMA is pleased to announce the 2022-23 WPMA Executive Officers:

WPMA just completed our June Board Meeting where the gavel was passed to the upcoming executive committee. We would like to extend a warm welcome to our new executive team and know through their skills and experience WPMA is in great hands.



**WPMA President
Kary Tonjum**

CityServiceValcon
Kalispell, Montana



**WPMA 1st Vice President
Jeremy Bautista**

River City Petroleum Inc
Las Vegas, Nevada



**WPMA 2nd Vice President
Matt Berry**

Berry Oil
Idaho Falls, Idaho



**WPMA 3rd Vice President
Annie Marszal**

Lahaina Petroleum
Paia, Hawaii



**WPMA EMA Director
Blain Boelter**

Holiday Trucking LLC
West Valley, Utah



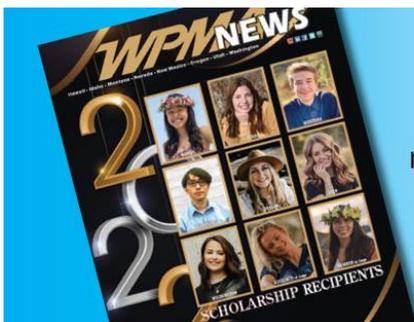
**WPMA Immediate Past
President
Steve Clark**

Genessee Energy
Seattle, Washington



**WPMA CEO
Gene Inglesby**

Salt Lake City, Utah



Look for the
2022 WPMA
scholarship
recipients in the
WPMA News
Summer
Magazine

2022 SCHOLARSHIP RECIPIENTS!



WPMA
SCHOLARSHIP FOUNDATION

The following information provided by:
EMA Energy Marketers of America



SUPREME COURT LIMITS EPA'S ABILITY TO REGULATE POWER PLANTS

In a major setback to President Biden's climate change initiatives, a 6-3 majority of the Supreme Court invalidated the EPA's Clean Power Plan ("CPA"). The CPA required sweeping changes in the way the Nation's power plants generate electricity, from coal-fired plants to natural gas and renewables, like wind and solar. The CPA represented a major expansion of EPA's regulatory authority, which the Supreme Court described as "unprecedented" and "unlawful." In finding no basis for this expansion in certain vague language of the Clean Air Act, the court applied the "major questions" doctrine, which requires clear and unambiguous statutory language that Congress intended to delegate decisions of such economic and political significance to any administrative agency. The decision puts the onus back on Congress to pass major climate change legislation, which it has been unable to pass since the Democrat's cap-and-trade bill died 12 years ago.

The "major questions" doctrine could also play an important role in other cases where the Clean Air Act is used to effect sweeping changes of major consequence to the Nation's economy. EMA is currently appearing as an amicus in two such cases, one in which challenges California's authority to outlaw internal combustion engines in favor of electric vehicles. EMA has also weighed in on attempts by cities and counties to seek billions of dollars in damages from major oil companies for the effects of climate change. If EPA and other agencies are prevented from claiming transformative expansions of their authority, changes to laws of major magnitude must be made by Congress where enacting them is considerably more difficult.

FMCSA WARNS MOTOR CARRIERS TO UPGRADE TO HOS ELECTRONIC RECORDING DEVICES

The Federal Motor Carrier Safety Administration (FMCSA) is [warning](#) motor carriers, including energy marketers using hours of service (HOS) electronic recording devices (ELD), to upgrade to 5G networks. The warning comes as mobile carriers are shutting down their 3G networks to make room for more advanced network services, including 5G. As a result, many older cell phones and HOS ELDs devices will be unable to use data services. Once a 3G network is no longer supported, it is highly unlikely that any ELDs relying on that network will be able to meet the minimum requirements established by the ELD Technical Specifications, including recording all required data elements and transferring ELD output files.

As a result, any ELD that requires 3G cellular connectivity to perform its functionality will no longer be in compliance with the technical specifications in the ELD rule after the 3G network it relies on sunsets according to the FMCSA. When in an area that does not support 3G, a 3G device will register a malfunction. In accordance with 49 CFR 395.34, the carrier has 8 days to get the malfunction resolved, in this case by replacement, unless an extension is granted. The announced sunset dates below are subject to change (contact your mobile carrier for updates).

- AT&T 3G: February 22, 2022
- Sprint 3G (T-Mobile): March 31, 2022
- Sprint LTE (T-Mobile): June 30, 2022
- T-Mobile 3G: July 1, 2022
- Verizon 3G: December 31, 2022
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Many other carriers, such as Cricket, Boost, Straight Talk, and several Lifeline mobile service providers, utilize the AT&T, Verizon, and T-Mobile networks.

Energy marketers unsure of whether their ELD relies on a 3G network should contact their ELD provider. No further action is necessary for ELDs not reliant on a 3G network. Energy marketers with 3G ELD devices should ask their ELD providers about their plan for equipment replacement or software upgrade to remain in compliance.

EMA Compliance Report: 2022-2023 FEDERAL HEAVY HIGHWAY VEHICLE USE TAX DUE AUGUST 31 FOR VEHICLES USED ON ROAD DURING JULY 2022

The 2022 Heavy Highway Vehicle Use (HHVU) tax reporting period runs from July 1, 2022 to June 30, 2023. The HHVU tax is paid on each commercial motor vehicle with a gross vehicle weight of 55,000 pounds or greater that travels 5,000 miles or more per year. The HHVU applies to most petroleum cargo tank vehicles and transports. Once the HHVU tax is filed and paid, the IRS will send filers a stamped IRS Form 2290 Schedule 1, proof of payment within 6 weeks.

[CLICK HERE TO READ THE FULL EMA COMPLIANCE REPORT](#)

EPA EXTENDS EMERGENCY RVP WAIVER PERMITTING THE SUMMERTIME SALE OF E15 NATIONWIDE

This week, the EPA issued another 20-day extension of the [temporary emergency waiver](#) effective July 1, 2022 that allows the nationwide sale of E15 during the summer driving season. The EPA cites the "extreme and unusual" global fuel

supply shortages caused by the war in Ukraine affecting all regions of the nation as a continuing justification for the waiver. The temporary waiver is authorized under Clean Air Act and extends the current waiver to 11:59 PM on July 20, 2022.

EMA has repeatedly warned both the EPA and the White House of the limitations involving the sale of E15 for the majority of retail gasoline stations across the nation. Those limitations include compatibility issues with existing UST system components, motorcycles, boats and small gasoline powered equipment and downstream supply chain disruptions. As a result, only 1.5 percent of the 150,000 gasoline stations nationwide are equipped to sell E15. While the emergency waiver is only valid for a maximum 20 days, the EPA said it will issue waiver extensions “so long as the current fuel supply emergency continues.”

Under the temporary waiver, gasoline that does not meet the applicable RVP requirements may not be introduced into terminal storage tanks from which gasoline is dispensed into trucks for distribution to retail outlets in the designated states after July 20, 2022, unless EPA extends the waiver. In addition, any gasoline meeting the conditions of the waiver that is stored in terminal storage tanks for distribution to retail outlets and wholesale purchaser-consumers may be distributed and sold in subject areas in the designated states until the supply is depleted. Likewise, retailers and wholesale purchaser consumers in these areas may continue selling or dispensing gasoline that meets the conditions of the waiver after July 20, 2022 until supplies in their E15 storage tanks are depleted. EMA expects the EPA will extend the temporary waiver until the end of the summer driving season on September 15.

In areas of the country where the 1.0 psi increase for E10 is not allowed through state or EPA regulations (e.g., in reformulated gasoline areas) E15 can already be sold in the summer and no action is needed under the temporary waiver to continue to allow the sale.

EMA will report additional waiver related developments as they occur.

Weekend Reads:

[Stellantis Warns of Car Market Collapse If EVs Don't Get Cheaper](#)

[Tesla, Ford and GM Raise EV Prices as Costs, Demand Grow - WSJ](#)

[Growth Energy Challenges EPA Action on Small-Refinery Exemptions](#)

[Exxon Mobil CEO Darren Woods on energy transition, gas prices \(cnbc.com\)](#)

[Experts see risk with little upside in Biden's gas tax break | The Hill](#)

[A shale booster shot: 'Re-fracs' rise as cheap way to lift U.S. oil output | Reuters](#)

[Biden faces major climate decision: ConocoPhillips's Willow project on Alaska's North Slope - The Washington Post](#)

FEDERATED INSURANCE: IT'S YOUR LIFE

How Long Can You Go Without a Paycheck?

As the world continues to change and evolve, you may have started to rethink your overall financial plans. Now may be a good time to revisit any disability income policies you have, or that you might need, to protect your family in the event of a long-term disability.

Please click [here](#) to learn more about key variables to consider to protect your most valuable asset – the ability to earn an income.

Please always feel free to contact your Federated regional representative or EMA's National Account Executive [Jon Medo](#) at 800.533.0472 for additional information or risk management questions. **Federated is a Partner in EMA's Board of Directors Council.**

MARK YOUR CALENDARS FOR UPCOMING EVENTS

July 17-19, 2022 – Oregon (OFA) Annual Convention – Sunriver Resort – Sunriver, OR

August 3-5, 2022 – Idaho (IPM&CSA) Convention – Coeur d'Alene Resort – Coeur d'Alene, ID

August 22-24, 2022 – New Mexico (NMPMA) Convention – Sandia Resort & Casino – Albuquerque, NM

September 14-16, 2022 – Utah (UPMRA) Convention – Sheraton Park City Hotel – Park City, UT

February 21-23, 2023 – WPMA Convention & Expo – Mirage Hotel– Las Vegas, NV

Be sure to subscribe to all of our social channels for great tips, industry trends, and insider information about association activities and upcoming events!



Petro Pete: “For every action there is an equal and opposite criticism.”

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