

August 1, 2025

Visit us online at [wpma.com](http://wpma.com)

WP-08-01-25

**Thank you IPM&CSA Sponsors!**

The IPM&CSA Convention in Sun Valley has officially wrapped—and it was a great few days of connection, learning, and fun!

A big thank-you to all our sponsors for your generous support in making it such a success.

We're also grateful to everyone who attended, exhibited, or took part in any way. Your energy and involvement made this year's convention truly memorable.

Mark your calendars—we'll see you next year in beautiful Coeur d'Alene, August 5–7, 2026!

**IPM&CSA**  
Idaho Petroleum Marketers & Convenience Store Association**Thank You SPONSORS****PREMIER****FEDERATED**  
**INSURANCE****PLATINUM****Big West Oil****CONRAD-BISCHOFF****IDAHO**  
**LOTTERY****Par Montana**  
**Exxon Mobil****PMI | U.S.****REYNOLDS**  
A BETTER THOUGHT

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

**Inside the Beltway Update**

With the annual August recess looming, the Senate remains in Washington as Senators continue work on annual funding bills and nominations.

This week, the Senate Appropriations Committee continued to advance individual FY 2026 funding bills, potentially teeing up Senate floor action on a “minibus” appropriations package before the September 30 federal funding deadline. On Thursday, Senate Appropriators approved two more annual funding bills in committee markups, the Defense and Labor-Health and Human Services Appropriations bills. While the Senate Committee approved the bills in bipartisan votes, Senate Appropriators may be setting a collision course with the House of Representatives and President Trump on funding levels, as Senators largely dismissed President Trump’s calls for deep funding cuts in the Labor-Health and Human Services package. Notably, the Senate Appropriations Committee approved \$4 billion in FY 2026 funding for the Low-Income Home Energy Assistance Program (LIHEAP) in the Labor-Health and Human Services bill, a \$20 million increase over the current enacted funding level, rejecting President Trump’s request to defund the program.

Last week, Senate Appropriators also approved two annual funding bills in committee markups, the Transportation-Housing and Urban Development and the Interior-Environment spending bills, and the full Senate cleared a key procedural vote on the Military Construction-VA spending bill. The Senate is expected to attach several spending bills to the VA bill before final passage, including the Interior-Environment bill, which includes \$87,350,000 for the Leaking Underground Storage Tank (LUST) Trust Fund, a significant increase over funding proposed by the House.

Meanwhile, the Senate floor was abuzz with nominations activity this week, as Senate Republicans voted to confirm several Trump Administration nominees. Nevertheless, Senate Majority Leader John Thune (R-SD) is facing significant pressure from

President Trump and several Senate Republicans to fill additional positions in the coming days or forgo part of the annual August recess to continue work on nominations. While the Senate has advanced more than double the number of nominees through July compared to President Trump's first time in office, Senate Republicans are facing significant delay tactics from Senate Democrats on key posts, heightening tensions between the White House and Senate leadership.

EPA Administrator Lee Zeldin also made waves this week, releasing a roughly 300-page proposal on Tuesday to rescind the EPA's 2009 Endangerment Finding, which serves as the basis for the agency to regulate greenhouse gas (GHG) emissions. The 2009 Endangerment Finding found that GHGs endanger public health and welfare, allowing EPA to regulate GHGs as air pollutants under the Clean Air Act. In its proposal, the Trump Administration argues that Congress, through the Clean Air Act, did not give the EPA the authority to regulate GHG emissions. According to the EPA, if finalized, the proposal would "repeal all resulting greenhouse gas emissions regulations for motor vehicles and engines." The EPA proposal is likely to face legal challenges from states and environmental groups, including under *Massachusetts v. EPA*, a 2007 Supreme Court decision which found that the EPA can regulate carbon dioxide and other GHGs under federal law.

Additional analysis of the EPA proposal is forthcoming.

### **EMA Regulatory Alert: EMA Urges PHMSA to Advance Key Regulatory Reforms to Ease Compliance Burdens on Energy Marketers**

This week, EMA submitted comments to the Pipeline and Hazardous Materials Safety Administration (PHMSA) in response to its solicitation for stakeholder feedback on reducing regulatory burdens related to the transportation of domestic energy resources, including motor fuels and heating oil. EMA praised PHMSA's efforts to explore deregulatory options that could alleviate pressures on the supply chain for essential liquid fuels and help curb inflationary impacts on consumers.

EMA highlighted three critical areas for reform within the Hazardous Materials Regulations (HMRs) to lessen compliance burdens on small businesses in the downstream energy sector: (1) cargo tank testing requirements, (2) placarding rules, and (3) hazardous materials registration fees.

#### **Reinstating Flexible Cargo Tank Vapor Testing to Restore Efficiencies**

PHMSA has historically permitted fuel marketers to conduct leakage tests on cargo tanks using practical methods, such as through vapor recovery systems without full tank pressurization or via a pressure-drop test aligned with EPA vapor tightness certifications under the Clean Air Act. These options have allowed operators to select safe, cost-effective testing based on equipment and needs, minimizing stress on older tanks, and reducing service disruptions.

However, the Biden Administration's 2023 amendments to the National Emission Standards for Hazardous Air Pollutants (NESHAP) for gasoline distribution introduced stricter pressure-drop limits-reducing allowable drops to 0.5 inches over five minutes for most marketers. This change has increased testing complexities, disrupted established protocols, and imposed additional burdens without sufficient coordination between PHMSA and the EPA.

EMA calls for enhanced inter-agency collaboration to reinstate flexible leak testing via a reasonable, three-inch pressure-drop test. Restoring a proven, safe compliance cargo tank vapor testing framework that supports small businesses in delivering reliable fuel supplies is a priority for EMA.

#### **Expanding Lowest Flash Point Exception for Placarding in Split and Alternating Loads**

In response to PHMSA's proposed amendments to cargo tank placarding for petroleum distillate fuels, EMA continues to advocate for the use of the UN ID number for the lowest flash point fuel in split loads and alternating straight loads of gasoline, diesel, heating oil, and E10 blends. EMA further urges extending this flexibility to E15 blends, especially when transported with lower-ethanol fuels.

Applying the lowest flash point placard for multiple fuels across the same day or previous business day aligns with regulatory intent and enhances operational efficiency without sacrificing safety. Current limitations force inefficient practices, such as load sequencing or running partial shipments, which drive up costs for energy marketers.

#### **Adopting a Risk-Based Approach to Hazardous Materials Registration Fees**

PHMSA's proposed fee hikes for small business registrants funding the Hazardous Materials Emergency Preparedness (HMEP) grants program disproportionately affect fuel marketers in a competitive, low-margin industry. While PHMSA recognizes the need to account for risk differences between large and small entities, the uniform inflation-based increases overlook the varying hazards of transported materials.

EMA advocates for a revised fee structure that incorporates both business size and risk profiles of transported materials. High-risk substances like toxic inhalants or radioactive materials warrant higher fees, whereas lower-risk fuels like diesel and gasoline handled by small marketers should face reduced burdens. This targeted, tiered approach would promote fairness, efficiency, and alignment with legislative goals, easing strains on the fuel and heating oil sectors.

"These reforms are essential to supporting small energy marketers who keep America's vehicles running and homes heated," said EMA President Rob Underwood. "By reducing unnecessary regulatory hurdles, PHMSA can help prevent supply disruptions, lower costs for consumers, and foster a more resilient energy supply chain."

[Click here](#) to read the letter.

### **EMA Regulatory Alert: EMA Applauds FMCSA's Deregulatory Initiatives to Streamline Energy Transportation and Reduce Burdens on Small Businesses**

On Tuesday, EMA submitted comments in strong support of multiple regulatory proposals from the Federal Motor Carrier Safety Administration (FMCSA), aimed at reducing unnecessary compliance burdens on the energy and transportation sectors. These initiatives align with the Administration's broader deregulatory agenda under the Executive Orders "Unleashing American Energy" and "Unleashing Prosperity through Deregulation," emphasizing the need to eliminate duplicative requirements that do not enhance transportation safety while maximizing efficiencies for the safe, reliable, and affordable delivery of energy liquids.

EMA's comments highlight the importance of these changes, particularly for small business fuel marketers who bear a disproportionate share of regulatory costs. By streamlining outdated rules, FMCSA's proposals could deliver significant cost savings, paperwork reductions, and operational efficiencies for EMA members and the broader industry.

Key proposals supported by EMA include:

- Elimination of CDL Self-Reporting Requirement: Commercial Driver's License (CDL) holders would no longer be required to self-report motor vehicle violations to state agencies, as this process is now redundant following the implementation of a nationwide electronic violation reporting system in 2024.
- Rescission of the Fuel Tank Overfill Design Restriction: Removal of the outdated requirement in 49 C.F.R. 393.67(c) that liquid fuel tanks be manufactured to prevent filling beyond 95 percent of capacity during normal operations. This rule, over 50 years old, fails to account for advancements in modern tank design and technology.
- Addition of an Exception at Railroad Grade Crossings with Warning Devices: Allowing hazardous materials (hazmat) drivers to proceed through railroad grade crossings when warning devices, such as flashing lights or gates, are not activated, recognizing reliable external indicators that signal safe passage.
- Revision of Roadside Inspection Return Process: Eliminating the need for motor carriers and intermodal equipment providers to sign and return completed roadside inspection reports, due to inconsistent state practices and limited review value.
- Removal of ELD User Manual Requirement: Rescinding the mandate for drivers to carry a hard copy of the electronic logging device (ELD) manual in vehicles, acknowledging the unnecessary burden without a corresponding safety benefit.

These proposals represent a meaningful shift by FMCSA toward more efficient, targeted enforcement, fostering innovation and growth in the energy transportation sector. "EMA welcomes these deregulatory steps to reduce compliance burdens - which disproportionately impact small business fuel marketers - and unleash safe, reliable, and affordable transportation of essential energy products," said EMA President Rob Underwood.

### **EMA Supported Coalition Testifies on Privacy and Main Street Businesses**

This week, Paul Martino from the Main Street Privacy Coalition (MSPC)—an organization in which the EMA holds membership—testified before the Senate Judiciary Committee's Subcommittee on Privacy, Technology, and the Law. The hearing, *Protecting the Virtual You; Safeguarding America's Online Data*, also included representatives of the Business Software Alliance, Digital Progress Group, Electronic Privacy Information Center, and UC Berkeley's Center for Consumer Law.

Martino explained that a preemptive federal privacy law will benefit consumers and Main Street businesses alike. It would give consumers confidence that their data will be uniformly protected across America, and it would provide the certainty Main Street businesses need to lawfully and responsibly use data to better serve their customers online or across state lines.

[Click here](#) for the full written statement.

### **EMA's Fall Meeting at the NACS Show 2025: October 13-14: 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 in Chicago.

Event Highlights:

- Oct 13, Afternoon: Kick off with a New Attendee Orientation & Federal Legislative Update to get up to speed on key issues.
- Oct 13, Evening: Join the NACS/EMA Reception Salute to State Association Executives at the exclusive Hunter Club Lounge, McCormick Place Convention Center. All EMA members are welcome!
- Oct 14, Morning: Start your day with a delicious Buffet Breakfast, followed by Region and Committee Meetings to collaborate and strategize.

- Oct 14, Afternoon: Celebrate at the Distinguished Service Award Luncheon, honoring Louisiana Marketer and EMA Past Chair Grady Gaubert, proudly sponsored by Federated Insurance. The EMA Board of Directors Meeting will follow.

Don't miss this opportunity to network, learn, and honor industry excellence! 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 Chicago! For more details, contact EMA or visit the NACS Show website.

*An invitation was sent to your inbox on July 8. Responding to the links on the invitation email is the recommended way to register. Housing registration deadline is September 19, 2025 (subject to change) for Sunday, October 12, 96 percent sold out, for Monday, October 13, 64 percent is sold out, for Tuesday, October 14, 59 percent is sold out and for Wednesday, October 15, 53 percent is sold out so please do not delay in making plans! Members have access to all other hotels with availability in the block. If the general block has rooms, you will continue to see those options.*

**[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 2025 Registration**

**[Click Here to Register for the NACS Show and Use the EMA Promocode:2025EMANS](#)**

Using the **2025EMANS** 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. **[Click here](#)** for full instructions to register.

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

**Weekend Reads**

**[US oil refining trade group challenges Trump biofuel, tariff policies in letter | Reuters](#)**

**[NACS Announces New President and CEO | NACS](#)**

**[Trump EPA moves to repeal landmark 'endangerment finding' that allows climate regulation | The Associated Press](#)**

**[Tesla shares end week in decline amid third straight quarterly loss - UPI.com](#)**

**[California Air Resources Board approves flexible amendments to clean truck standards, supporting zero-emission goals | FleetOwner](#)**

**[FDA Takes Steps to Restrict 7-OH Opioid Products Threatening American Consumers | FDA](#)**

**Federated Insurance® Launches 2½-Day Risk Management Academy Offering for Petroleum Business Owners in August**

Federated Insurance® is excited to formally invite business owners in the petroleum industries to attend our complimentary 2½-Day Risk Management Academy (RMA) offerings from August 26-28, 2025. Led by risk management professionals, this session will be held at Federated®'s Home Office in Owatonna, Minnesota.



Often, business owners may find themselves so busy in the day-to-day workings of their company that they may have less time to focus on the overall safety of their business. The RMA sessions can help owners in the petroleum industry learn how to prevent losses impacting their bottom line by developing risk management best practices, connecting with industry peers facing similar challenges and insurance professionals who are committed to helping owners, and applying what is learned to make a difference at their businesses.

Building a culture of workplace safety starts with business leaders. **[Learn more and register now](#)** to attend this valuable 2½-Day RMA to help take risk management to the next level. To reserve your spot in the upcoming session, or for more information, please contact **[FederatedRMA@fedins.com](mailto:FederatedRMA@fedins.com)** or EMA's National Account Executive **[Jack West](#)** at 262.719.7750 for any additional information or risk management questions. **Federated is a Partner in EMA's Board of Directors Council.**

**About Federated Insurance**

Founded in 1904, Federated Insurance is a national insurance and risk management organization that serves the property, casualty, and life insurance needs of clients in select industries. The organization has more than 500 recommendations from state, regional, and national associations and buying groups, and is rated A+ (Superior) by industry analyst A.M. Best®.

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



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

**WPMA NEWS MAGAZINE CURRENT  
ISSUE**

Interested in a previous *WPMA News* issue? Click [HERE](#).



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

Check out the EMA Journal anytime online by clicking [here](#).

The EMA Journal **SUMMER** issue is now available.

### REGISTRATION OPEN

Click on the desired event below to register



### PLEASE NOTE UPCOMING DATES FOR WPMA EVENTS

August 19-21, 2025 - New Mexico (NMPMA) Convention - Sandia Resort - Albuquerque, NM

September 9-11, 2025 Utah (UPMRA) Convention - Park City Sheraton, Park City, UT

February 17-19, 2026 WPMAEXPO - MGM Grand - Las Vegas, NV

## Member Services



**Petro Pete:** What do Bostonians call a fake noodle? An impasta.

© 2025 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: [kimw@wpma.com](mailto:kimw@wpma.com) Thanks.