



## **ANNOUNCING THE WPMA 2021-22 THIRD VICE PRESIDENT**

WPMA President Steve Clark and the WPMA Executive Committee are pleased to announce the 2021-22 Third Vice President for the Western Petroleum Marketers Association is Matt Berry of Idaho Falls, Idaho. Matt is a fourth-generation oil marketer, the oldest son of Ron and Michelle Berry, owners of Berry Oil, a fuel and oil distributor based in Teton, Idaho. Managing the Idaho Falls location for Berry Oil, Matt currently heads dispatch and sales for the company.

The Berry Family has been in the Petroleum business since 1936, when Matt's great grandfather William C. Berry began as a commission agent for Independent Oil Company. William received his first contract with Standard Oil Company of California in 1942. William's son, John C. Berry continued as a commission agent for Standard Oil Company/Chevron until 1982.

In 1982, John's son Ron returned to the family business, creating John C. Berry & Sons, Inc., also known as Berry Oil. Since 1982, Berry Oil has grown from one wholesale fuels and motor oil distribution bulk plant in Teton, Idaho to include additional bulk plant locations in Idaho Falls, Idaho and Salmon, Idaho. The operations have expanded to include a transportation company, bulk motor oil delivery, company owned convenience stores and card fueling.

In 2007, Ron and Michelle's three children, Matt, Jessica, and Josh returned to the company, making Berry Oil a fourth-generation family-owned business.

Matt has served in the Idaho Petroleum Marketers and Convenience Store Association since 2015, when he was elected as a director. In 2017 he was elected First Vice President of the Idaho Board of Directors and held this position until he was elected President of the IPM&CSA in 2019. He has served in this capacity until the present. This past month, Matt was elected to the office of Third Vice President of the Western Petroleum Marketers Association. WPMA President Steve Clark, the WPMA Executive Committee and Board of Directors look forward to working with Matt in his new position.

## **CONGRESSIONAL UPDATE**

This week, the House of Representatives returned from recess to pass the Senate's budget resolution, which formally unlocks the reconciliation process that will allow Congressional Democrats to pass a domestic spending package without Republican votes. The vote on the resolution was held up due to disagreements with several moderate House Democrats who had threatened to block moving forward on reconciliation unless Speaker of the House Nancy Pelosi (D-CA) allowed a vote on the Senate-passed Infrastructure Investment and Jobs Act (IIJA). Under a compromise reached between Speaker Pelosi and the moderates, the House will begin considering the IIJA by September 27. This deadline could prove similarly problematic, however, as the House Progressive Caucus reiterated it would withhold votes for IIJA until a reconciliation package is passed.

In addition, on August 23, moderate Senator Kyrsten Sinema (D-AZ) stated she would not support a \$3.5 trillion reconciliation package. Senator Joe Manchin (D-WV) similarly stated that although he voted to advance the initial budget resolution, he remains concerned about the consequences of a \$3.5 trillion spending bill. To pass a reconciliation bill in an evenly divided Senate, the Democrats will need at least fifty-one votes, including the tie-breaking vote of Vice President Kamala Harris.

Media reports identify the various tax reforms Democrats could pursue to pay-for a reconciliation package. However, Senators Sinema and Manchin's opposition to the overall price tag will also influence tax measures that could be included. Additional information will be available when House and Senate Committees release their legislative proposals, but passage of a \$3.5 trillion reconciliation package faces multiple hurdles.

## **EPA EXPECTED TO SEEK REDUCTION IN 2021 RFS BLENDING MANDATES TO BELOW 2020 LEVELS**

The EPA is expected to recommend to the White House a reduction in 2021 federal renewable fuel blending mandates to below levels approved for 2020. The EPA also is expected to make a separate recommendation to increase blending

mandates for 2022 above the previous two years. Annual blending mandates are determined in part by consumer fuel demand forecasts made by the Department of Energy during the previous calendar year. It is likely the EPA is calling for a reduction in 2021 blending mandates to offset the significant drop in fuel demand brought on by the COVID-19 pandemic. Mandates for 2021 have already been delayed by more than half a year because of the pandemic.

Meanwhile, a group of 17 Republican senators from oil producing states sent a letter to the EPA asking the agency to waive or significantly reduce annual blending mandates for 2021 and 2022. According to the letter, the reduction in demand for refined product and the increased burden of RFS compliance requires the EPA to adopt lower blending mandates that “comport with reality.” The senators told the EPA that significantly lower blending mandates in order to avert additional financial hardship for consumers and to maintain the economic viability of U.S. refineries.

Earlier this year, EMA sent a letter to the EPA Administrator Michael Regan and National Economic Council Director Brian Deese requesting urgent action to reduce the corn ethanol mandate to 9.7 percent of projected gasoline demand to address the current E15 crisis. The Administration is under significant pressure to provide relief from labor union leaders and Senators from his home state of Delaware. Click [here](#) to read EMA’s letter.

### **FUELS INSTITUTE’S DIESEL FUEL QUALITY COUNCIL RELEASES BEST PRACTICES DOCUMENT**

The Fuels Institute’s Diesel Fuel Quality Council (DFQC) released its second-best practices document related to the handling of diesel fuel. “Diesel Fuel Loading and Delivery: Industry Practices to Minimize Degradation and Improve Fuel Quality” is a seventeen-page document that provides recommended practices for the loading of diesel fuel on to a tanker at a terminal and unloading into a diesel fuel storage tank. Information is presented to ensure the delivery of quality diesel fuel and avoid potential fuel contamination problems while loading and unloading diesel fuel. EMA provided extensive comments on this document during its development. You can download the document for free by clicking [here](#).

### **BIDEN ADMINISTRATION TARGETS EXCESSIVE SWIPE FEES**

Recently, the Justice Department’s Antitrust Division and the Federal Trade Commission (FTC) endorsed a May proposal by the Federal Reserve to strengthen the 2011 debit card interchange fee rules (Regulation II) to reign in the rapidly growing “card-not-present” (CNP) transactions such as online shopping, automatic bill payments and new payment methods such as Apple Pay. The Merchants Payments Coalition (MPC) submitted comments earlier in the month urging the Fed to update Regulation II to ensure that two unaffiliated networks must be available for all debit transactions including CNP transactions. MPC also requested that the Fed further clarify that access to competitive debit networks must be enabled regardless of what kind of authentication – such as signature, PIN, PINless or biometrics – is used.

Furthermore, MPC urged the Fed to reduce the current regulated debit card fee rate that sits at \$.21 plus .05 percent of the transaction, plus 1 cent for fraud. MPC’s comments builds upon the North Dakota Retail Association and the North Dakota Petroleum Marketers Association’s lawsuit filed in April arguing that the Fed failed to follow the Dodd-Frank law which called for the fees to be “reasonable and proportional” to the cost incurred by the issuer.

### **HOUSE BILL SEEKS TO INCREASE DEMAND FOR BIOFUELS**

Rep. Cheri Bustos (D-IL), along with five other Democrats and Republicans, recently introduced a bill known as the “Next Generation Fuels Act” that seeks to establish a minimum 98 Research Octane Number (RON) standard for gasoline and require sources of additional octane resulting in at least 30 percent fewer GHG emissions than unblended gasoline. The bill would require automakers to use a test fuel that contains 20 percent ethanol with a minimum 95 RON octane value for new vehicle emissions and fuel economy standards starting with model year 2026 cars. Cosponsors of the bill are Reps. Emanuel Cleaver (D-MO), Cindy Axne (D-IA), Darin LaHood (R-IL), Jason Smith (R-MO), and James Comer (R-KY)).

In 2018, the American Fuel & Petrochemical Manufacturers argued that a fuel-neutral, 95-RON octane performance standard could address the needs of all stakeholders: the auto industry, marketers, biofuel producers, refiners, and, most importantly, consumers. 95 RON is similar to today’s premium fuel that would lower emissions and preserve the liquid fuels distribution network. Given ethanol’s octane boost, E10 would likely be used to meet the 95 RON standard. Unfortunately, the legislation aims to establish certification test fuels of 95 research octane number (RON) and 98 RON containing 20-30 percent ethanol which would impact underground storage tank compatibility systems.

The complexities involved in the transition to a single high-octane gasoline would require a federal mandate, similar to the one used in the transition from leaded to unleaded gasoline. Such a mandate would require Congressional action since EPA lacks the authority to implement the transition nationwide. Even with a federal mandate in place, the transition to a single high-octane fuel would likely take time to achieve given the need for both Congressional and EPA action to make it happen.

## **BGOV REPORT: EV INFRASTRUCTURE PUSH BRINGS CYBER CONCERNS**

Cyber security experts are concerned that a rush to push EV infrastructure could lead to unintended consequences as EV charging stations are potentially vulnerable to hacking. Click [here](#) to read a Bloomberg Government report as EV charging stations face heightened security concerns as the Biden Administration pushes electrification on American motorists.

## **NEW FEDERAL GOVERNMENT WEBSITE FORMED TO HELP MITIGATE RANSOMWARE RISKS**

[StopRansomware.gov](#) is the new ransomware homepage for federal government agencies to pool resources that can give businesses and organizations of all sizes the opportunity to better protect their networks. The website will also highlight the latest ransomware-related alerts from these agencies.

Ransomware cases are on the rise. In 2020 there was a 300 percent increase in the amount of ransoms paid, compared to the previous year. Ransomware incidents have become more destructive and impactful in both nature and scope. Malicious cyber actors target critical data and can propagate ransomware across entire networks. These cyber criminals also increasingly use tactics, such as deleting system backups that make restoration and recovery more difficult or infeasible for impacted organizations. The economic and reputational impacts of ransomware incidents, throughout the initial disruption and, at times, extended recovery, have also proven challenging for organizations large and small.

The new website will enable organizations to enhance their network defense while helping organizations be more aware and prepared to deal with malicious cyber actors.

StopRansomware.gov includes information about the critical steps that should be taken to respond to and recover from a cyberattack. This includes a comprehensive Ransomware Guide and Cyber Hygiene services that are available at no cost to help organizations with vulnerability scanning, web application scanning, penetration testing, and phishing assessments. These services can help to assess, identify, and reduce exposure to cyber threats like ransomware.

We advise all organizations to visit [StopRansomware.gov](#) to help mitigate ransomware risks.

## **FORMER PMAA CHAIRMAN STANLEY ROBERTS PASSES AWAY**

The Energy Marketers of America (EMA) is saddened to learn of the passing of Stanley Roberts, Capital Oil Inc. Stanley is survived by his wife Janis, son Stan and his wife Colleen, and four granddaughters: Tori, Meredith, Elena, and Emma.

Stanley served as President of the Mississippi Petroleum Marketers Association 1992-1993. He was an active longtime member and supporter of MPMCSA. Stanley was active on the national level serving on various committees, the board and as Chairman of PMAA in 2012.

A visitation for Stanley will be held Saturday, August 28, 2021, from 10:00 AM to 11:00 AM at Parkway Funeral Home, 1161 Highland Colony Pkwy, Ridgeland, Mississippi 39157, followed by a funeral service at 11:00 AM.

Fond memories and expressions of sympathy may be shared for the Roberts family by clicking [here](#). In lieu of flowers, The Roberts family asked that donations be made to:

MPMCSA Foundation  
P.O. Box 3859  
Jackson, MS 39207 -3859

or

St. Matthew's United Methodist Church  
7427 Old Canton Rd  
Madison, MS 39110

## **Federated Insurance to Host Risk Management Academy: November 8-10, 2021** **Registration deadline: Monday, October 4, 2021**

You are invited to attend an exclusive, complimentary Risk Management Academy session hosted by Federated Mutual Insurance Company. [Click this video](#) to help learn more about this session:

1. Losses impacting your industry.
2. Connect with industry peers facing similar challenges.
3. Apply risk management best practices that make a difference at your business.

**Attendance is limited so please [register today!](#)** For more information on the event or the registration process, please feel free to contact Royetta Spurgeon at Federated Insurance by calling 507.455.5604 or e-mailing at [drm@fedins.com](mailto:drm@fedins.com).

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

### **MEMBERS AND ASSOCIATES - YOU CAN CONTRIBUTE!**

WPMA welcomes industry-related articles for publication in the WPMA News magazine. All members and associate members of WPMA are eligible to submit items for publication. Articles will be included as space allows, and no self-promoting articles or editorials will be accepted. WPMA reserves the right to edit and make adaption of such contributions to accommodate the magazine's space and style. Please submit articles or content to Jan Roothoff, WPMA Administration/IT Director at [janr@wpma.com](mailto:janr@wpma.com), or mail to Jan Roothoff, Western Petroleum Marketers Association, PO Box 571500, Murray, UT 84157-1500. Submissions for the Winter edition of WPMA News magazine are due before November 1<sup>st</sup>. Later submissions will be considered for the Spring issue.

### **MARK YOUR CALENDARS FOR UPCOMING EVENTS**

**September 2, 2021** - Idaho (IPM&CSA) Teton Valley PAC Fund Golf - Teton Reserve GC - Victor, ID  
**September 15-17, 2021** - Utah (UPMRA) Convention - Sheraton Park City Hotel - Park City, UT  
**December 2, 2021** – Washington (WIED) Holiday Party – Little Creek Resort & Casino – Shelton, WA  
**December 14, 2021** – Oregon (OFA) Holiday Event – Portland Golf Club – Portland, OR  
**February 22-24, 2022** – WPMA Convention & Expo – Mirage Hotel– Las Vegas, NV  
**May 5-6, 2022** – Nevada (NPM&CSA) Big Dogs – Las Vegas, NV  
**June 7-8, 2022** – Montana (MPMCSA) Convention – Fairmont Hot Springs Resort – Fairmont, MT  
**June 20-22, 2022** – Washington (WIED) Convention – Suncadia Resort – Cle Elum, WA  
**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

**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: *"Whenever I'm accused of being lazy, I point out that I never give less than 50%."***

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

## Federated Insurance is presenting a 1-Day Risk Management Seminar

You are invited to attend an exclusive, complimentary Risk Management Academy session hosted by Federated Mutual Insurance Company. [A video](#) about this session is meant to help you learn more about:

1. Losses impacting our industry,
2. Connect with industry peers facing similar challenges, and
3. Apply risk management best practices that make a difference at your business.

Owners, Human Resources Managers, and Designated Risk Managers are encouraged to attend.

**Thursday, September 16, 2021**

**10:00 a.m. to 2:30 p.m.**

**Residence Inn Boise City Center  
400 S. Capitol  
Boise, ID 83702**

### Key Agenda Items:

#### Risk Management Culture

#### Managing Your Workers Compensation Risk

- WC Experience Mod
- WC Split Point / Deductibles
- Prompt Claims Reporting
- Return to Work / Modified Duty

#### Managing Your Drivers

- Distracted Driving
- Employer / Employee Liability
- MVR Services
- Employee Training / Resources
- In-Cab Technology

Click [here](#) to register for this session. If you have questions regarding the event or the registration process, please feel free to contact Federated at 507-455-5315 or email [1DayRMA@fedins.com](mailto:1DayRMA@fedins.com).  
Registration Deadline: **Monday, August 16, 2021.**

**One (1) Registration per Company. Space is limited, so please register today!**

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Federated Reserve Insurance Company\* | Granite Re, Inc.\*\**

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