

September 1, 2023

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

WP-09-01-23



### **KATHY MICHAELIS RETIRES**

After 25 years of service, Kathy Michaelis, WPMA Scholarship Coordinator and Accounts Payable Clerk, has announced her retirement as of August 31<sup>st</sup>, 2023.

Kathy joined the WPMA staff in July 1998. Since then, she has been able to help over 200 students make their dreams of college a reality, as she ran the scholarship program yearly. She participated in raising funds for this scholarship through projects like the WPMAEXPO Silent Auction, WPMA Golf, and the Douglas Alexander Memorial Scholarship Reception.

Kathy will be missed around the office, but we all wish her well in this new chapter of her life.



### **RESOURCE INFORMATION FOR MAUI WILDFIRES ON HAWAII ENERGY MARKETERS ASSOCIATION (HEMA) WEBPAGE**

It has been a heartbreaking time in Hawaii with the tragic loss of lives, homes, and businesses on Maui due to the devastating wildfires. As an organization, but also as individual citizens and operators in the communities, our thoughts will continue to be with all who have been affected by this tragedy.

HEMA is actively collaborating with our Member Companies to provide practical aid during this crisis. For those seeking to extend a helping hand, our resources page offers avenues to donate, along with crucial information for those directly affected by the wildfires.

Together, we strive to rebuild and heal.

[CLICK HERE FOR THE HEMA RESOURCES](#)



### **WPMA SCHOLARSHIP**

Download a Scholarship Poster to let your employees know about the WPMA Scholarship opportunity. The program awards a \$4,000 scholarship to a deserving student within **each** of the eight WPMA member states each year, and one to a student from an associate member company.

[DOWNLOAD POSTER HERE](#)



### **NEWS FROM WASHINGTON STATE**

As of the June Board Meeting, the new association name is "Washington Independent Distributors of Energy" with the acronym **WIDE**.

Whether it's WOMA, WIED or WIDE, the commitment to innovation and sustainability remains unwavering as the association unites energy distributors for a progressive energy landscape.

## **IS WASHINGTON'S "CO2 AUCTION" RAISING YOUR COST AT THE PUMP?**

Take the next **8 minutes** to listen to the impacts of Washington's CAR Fee and Cap & Invest Program on fuel prices, Governor Jay Inslee's denial, and the State's desire to abolish all liquid fuels from use in Washington State.

This podcast features Lars Larson and Todd Myers, Washington Policy Center! Great listen!

[CLICK HERE TO LISTEN TO THE PODCAST](#)

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## **MAVERIK PURCHASES KUM & GO**

Maverik completed the acquisition of Kum & Go August 29, 2023. Chuck Maggelet, Maverik's CEO and Chief Adventure Guide spoke with the NACS editorial team about the process that led to merging two renowned brands into the 12th largest convenience store in the United States.

[Read More . . .](#)

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



## **BUSINESSES MUST ELECTRONICALLY FILE IRS FORM 8300, REPORT OF CASH PAYMENTS OVER \$10,000 BEGINNING JANUARY 1, 2024**

The Internal Revenue Service (IRS) today announced that starting January 1, 2024, businesses are required to electronically file (e-file) [Form 8300, Report of Cash Payments Over \\$10,000](#), instead of filing a paper return. This new requirement follows [final regulations amending e-filing rules for information returns](#), including Forms 8300.

Businesses that receive more than \$10,000 in cash must report transactions to the U.S. government on IRS Form 8300. The purpose of reporting is designed to detect tax evasion, drug trafficking, financing terrorist acts and other criminal activities. The IRS can often trace money from these illegal activities through payments reported on Forms 8300 that are timely filed, complete and accurate. The new requirement for e-filing Forms 8300 applies to businesses mandated to e-file certain other information returns, such as Forms 1099 series and Forms W-2. Beginning with calendar year 2024, businesses must e-file all Forms 8300 (and other certain types of information returns required to be filed in a given calendar year) if they're required to file at least 10 information returns other than Form 8300. For example, if a business files five Forms W-2 and five Forms 1099-INT, then the business must e-file all their information returns during the year, including any Forms 8300.

### *Waivers*

A business may file a request for a waiver from electronically filing information returns due to undue hardship. For more information businesses can refer to [Form 8508, Application for a Waiver from Electronic Filing of Information Returns](#). If the IRS grants a waiver from e-filing any information return, that waiver automatically applies to all Forms 8300 for the duration of the calendar year. A business may not request a waiver from filing only Forms 8300 electronically. The business must include the word "Waiver" on the center top of each Form 8300 (page 1) when submitting a paper filed return.

### *Late Returns*

A business must self-identify late returns. A business must file a late Form 8300 in the same way as a timely filed Form 8300, either electronically or on paper. A business filing a late Form 8300 electronically must include the word "LATE" in the comments section of the return. A business filing a late Form 8300 on paper must write "LATE" on the center top of each Form 8300 (page 1).

### *Record Keeping*

A business must keep a copy of every Form 8300 it files, as well as any supporting documentation and the required statement it sends to customers, for five years from the date filed. Filing electronically will provide confirmation that the form was filed; however, e-file confirmation e-mails alone do not meet the record keeping requirement. When e-filing, filers must also save a copy of the form prior to finalizing the form submission. They should associate the confirmation number with the saved copy. Prior to finalizing the form for submission, businesses should save a copy of the form electronically or print a copy of the form.

### *E-filing*

To file Forms 8300 electronically, a business must set up an account with the Financial Crimes Enforcement Network's [BSA E-Filing System](#). The IRS will ensure the privacy and security of all taxpayer data. For more information, interested businesses can call the Bank Secrecy Act E-Filing Help Desk at [866-346-9478](tel:866-346-9478) or email them at [BSAEFilingHelp@fincen.gov](mailto:BSAEFilingHelp@fincen.gov). For more information about the BSA E-Filing System, businesses can complete a technical support request at [Self Service Help Ticket](#)

[treas.gov](https://www.treas.gov)). The help desk is available Monday through Friday from 8 a.m. to 6 p.m. EST. For more information about the reporting requirement, see FS-2023-19 [on IRS.gov](https://www.irs.gov).

## **FMCSA SEEKS INPUT ON A NEW COMPREHENSIVE MOTOR CARRIER SAFETY FITNESS DETERMINATION METHODOLOGY**

The Federal Motor Carrier Safety Administration (FMCSA) issued an Advanced Notice of Proposed Rulemaking (ANPRM) this week to gather information to support a new methodology to determine when a motor carrier is not fit to operate commercial motor vehicles (CMVs). According to the FMCSA, the current safety fitness methodology is inadequate to properly measure a motor carrier's safety fitness. The ANPRM is important to energy marketers because it could lead to a comprehensive data collection methodology that continuously monitors a motor carrier's operational safety record. This in turn could lead to more out of service orders for motor carriers due to driver or vehicle safety violations and recordkeeping violations.

The FMCSA provides a number of reasons in the ANPRM that support changing the current safety fitness determination methodology. These include: the current SFD methodology evaluates a motor carrier's safety compliance using only a limited range of roadside and other inspection data; the current process does not integrate all the data available in the motor carrier management information system (MCMIS) (Approximately 3.5 million inspections are conducted each year, and this information is not effectively used to determine a motor carrier's safety fitness); the current safety rating offers only a snapshot of a company's safety performance at the time of an investigation and provides no continuous monitoring of a motor carrier safety; under present and foreseeable staffing levels, the current regulations allow the Agency and its State partners to assess or rate the safety fitness of only a small population of motor carriers on an annual basis.

## **INSIDE THE BELTWAY UPDATE**

This was the last week of August recess with both chambers closed for business. On Tuesday, the Senate will be back, and they intend to hit the ground running on a wide range of must-pass extensions, including a Continuing Resolution (CR) for FY 2023 appropriations and extensions of the current National Defense Authorization Act (NDAA), FAA Authorization, and Farm bill. And they must do it before 11:59 pm on September 30. The upper chamber has a one-week head start on the House, which will return the following week to work on their versions of the same legislation. At this point, the only thing we know for sure is that Senate Majority Leader Chuck Schumer (D-NY) and House Speaker Kevin McCarthy (R-CA) both agree a CR is necessary. Beyond that, however, both sides are lightyears apart on their goals for the spending bill, with the Senate likely interested in a mostly clean extension that also includes some recommendations from the White House for specific plus-ups, like additional funding for Ukraine and FEMA disaster response to properly support efforts following the fires in Maui and the hurricanes in California and across the southeast U.S. If Congress is unable to reach agreement, however, then aspects of the government will begin to shut down on October 1. With the House Freedom Caucus holding Speaker McCarthy's feet to the flames on some policy provisions that will cause heartburn in the Senate, a shutdown of some sort is increasingly likely, though the amount of time it may last is unclear.

One note on the credit card interchange fee issue is that Senators Dick Durbin (D-IL) and Roger Marshall (R-KS) have written to Visa and Mastercard to urge them to forego any proposed increases, which are expected in October and April. In addition to continuing to work toward passage of their Credit Card Competition Act, they noted "with small businesses and families already dealing with high prices on groceries and gasoline, this hidden credit card fee increase couldn't come at a worse time." The path forward on this legislation remains to be seen, but regardless Senators Durbin and Marshall (and lobbyists for financial services institutions, including banks, Visa, and Mastercard) are ready to fight it out.

Separately, while Congress has been away, the Administration has continued to grind along, and several Administration proposals may cause issues for small business owners, including a new proposal to expand overtime eligibility for more than 3 million workers—specifically, anyone – including salaried workers – who earn less than \$50,000 annually. If they work more than 40 hours per week, they would be eligible for time-and-a-half pay.

The Administration is also expected to announce new guidance on sustainable aviation fuels, which would have major impacts on corn farmers and producers of biofuels. The guidance is expected this fall but could arrive anytime starting this month. Finally, the Department of Transportation (DOT) announced that Sue Lawless would be the Assistant Administrator and Chief Safety Officer for the Federal Motor Carrier Safety Administration (FMCSA). Before this role, DOT notes that Ms. Lawless "served as the Director of FMCSA's Motor Carrier, Driver, and Vehicle Standards Division. She first joined FMCSA in 2001, but later transitioned to the private sector where she was a partner in a law firm and represented motor carriers, motor carrier drivers, and various transportation businesses. Lawless rejoined FMCSA in 2010. She now brings more than 20 years of experience from the private and federal motor carrier safety industry to her new role having engaged with nearly every FMCSA program as a trial attorney, Assistant Chief Counsel, Division Chief, and Director within the Office of Policy."

## **HHS CALLS FOR MOVING MARIJUANA TO A LOWER-RISK U.S. DRUG CATEGORY**

The Department of Health and Human Services is requesting that the Drug Enforcement Agency reclassify marijuana to a Schedule III drug under the Controlled Substances Act. The HHS is responsible for regulation of all federal drug and alcohol testing requirements including those for CDL drivers with hazardous material endorsements. The reclassification is important to energy marketers because it could have a direct impact on the U.S. DOT driver drug and alcohol regulations.

Currently, marijuana is listed as a Schedule I substance, which includes drugs with a high potential to abuse risk like heroin. Drivers testing positive for Schedule I drugs must undergo extensive return to duty rehabilitation requirements. While marijuana would still be illegal on the federal level and result in a positive test result, the steps a driver must go through to return to duty

would likely be less rigorous. Drivers are increasingly testing positive for marijuana due to using over-the-counter CBD products or mistakenly believing that state legalization of marijuana applies to all federal drug and alcohol testing.

Marijuana continues to be illegal under federal law regardless of state legalization efforts. The Controlled Substances Act places substances regulated under federal law into one of five schedules based on their medical use, potential for abuse, and safety or dependence liability. Last year, President Biden issued initiatives focused on marijuana, including a pardon of all prior federal offenses of simple possession, while urging governors to do the same with state offenses. As a part of the effort, the administration asked the HHS secretary and the U.S. Attorney General to initiate the administrative process to review how marijuana is scheduled under federal law.

### **FINAL CALL: EMA'S FALL MEETING AT THE NACS SHOW 2023 REGISTRATION IS NOW OPEN**

EMA will hold its Fall Meeting in conjunction with the NACS Show on October 2-3 at Courtland Grand Hotel, Trademark Collection by Wyndham (formerly Sheraton). The EMA meeting will begin with a New Attendee Orientation mid-afternoon on October 2 followed by the Federal Legislative Update. NACS/EMA Reception Salute to State Association Executives (all EMA members are welcome) will follow at Georgia World Congress Center Hunter Club Lounge. On the morning of October 3, there will be a Buffet Breakfast followed by Region and Committee Meetings. The EMA Board of Directors meeting is scheduled after the Distinguished Service Award Luncheon honoring Arkansas Marketer Steve Turner exclusively sponsored by EMA Board of Directors Council Partner Federated Insurance.

**[CLICK HERE FOR EMA FALL MEETING AT THE NACS SHOW INFORMATION!](#)**

*\*\*Please note that the NACS Show registration is separate from EMA's Fall Meeting registration.*

### **EMA MEMBERS CODE FOR NACS SHOW 2023 REGISTRATION**

Please register for the 2023 NACS Show in Atlanta, Georgia from October 3 – 6 and use the EMA NACS Show Registration Code below.

EMA Registration Code

**EMANS2023**

**[CLICK HERE TO REGISTER FOR THE NACS SHOW!](#)**

Questions registering? 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**

**[Dealers Are Turning Away EV Inventory: Report | Jalopnik](#)**

**[It's Official: Maverik Owns Kum & Go](#)**

**[A worldwide lithium shortage could come as soon as 2025 | CNBC](#)**

**[Column: Depleting US crude inventories lift oil prices](#)**

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### **CHEVRON RENEWABLE ENERGY GROUP**

Biodiesel is a Lower Carbon Strategy for Reducing Carbon Emissions Now  
Todd Ellis, Vice President of Sales and Marketing for Chevron Renewable Energy Group, and Tyler Cole, host of the Freightwaves Net-Zero Carbon Podcast, discuss how bio-based fuels can help brokers, shippers and carriers find lower carbon solutions. As Fortune 500® companies set goals to reach net zero and reduce Scope 3 emissions from their supply chain, Ellis explained, fleets utilizing biodiesel and renewable diesel can quantify carbon reduction and keep their operations competitive.

Ellis also broke down myths about biodiesel and renewable diesel and showed how these drop-in fuels stack up against grid electricity as carbon reduction solutions. Watch or [read the full interview here](#).

For additional information about Chevron Renewable Energy Group, please [visit](#) or contact [Jason Lawrence](#).

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#### **NOVEMBER 7-9, 2023**

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#### **KEY AGENDA ITEMS:**

- Risk Managing Your Drivers
- Managing Your Workers Compensation
- Employment Practices Risk Management
- Claims Management
- Fire Prevention – Best Practices
- Family & Business Succession Planning
- Underwriting Your Business
- Employee Selection and Retention
- Cyber Risk Management
- mySHIELD® – Federated's Online Client Portal

Business owners are encouraged to attend.

**REGISTER HERE**



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

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

**CLICK HERE FOR THE  
CURRENT ISSUE OF THE  
WPMA NEWS MAGAZINE**



#### **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.



Jesse Watters currently serves as the host of *Jesse Watters Primetime* (weekdays, 7PM/ET) and co-host of *The Five* (weekdays, 5-6PM/ET) on FOX News and Author of the #1 New York Times Best Selling Book, "How I Saved The World."

He joined Fox News in 2002 as a production assistant. On *Jesse Watters Primetime*, Jesse takes on compelling guests and top newsmakers with his original style and fun personality. In March 2017, he aired an exclusive interview with President Donald Trump aboard Air Force One.

On *The Five*, Jesse is part of a roundtable ensemble of FNC personalities who discuss, debate and even debunk the hot news stories, controversies and issues of the day. In 2003, Jesse made his on-camera debut as a correspondent for *The O'Reilly Factor*.

While working with the program, he showcased his popular man-on-the-street interviews, traveling to different locations while quizzing individuals about politics, pop culture, and current events. Jesse graduated from Trinity College with a Bachelor of Arts in history.

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#### **PLEASE NOTE UPCOMING DATES FOR WPMA EVENTS**

October 25-27, 2023 - UPMRA Utah Convention - Hilton Garden Inn - St. George, UT

February 20-22, 2024 - WPMAEXPO - Mirage/Hard Rock Resort - Las Vegas, NV

April 25-26, 2024 - Nevada (NPM&CSA) Big Dogs - Red Rock & Siena Golf Course - Las Vegas, NV

June 4-5, 2024 - Montana (MPMCSA) Convention - Fairmont Hot Springs Resort - Fairmont, MT

June 17-19, 2024 - Washington Energy Convention - Suncadia Lodge - Cle Elum, WA

August 7-9, 2024 - Idaho (IPM&CSA) Convention - Coeur d'Alene Resort, Coeur d'Alene, ID

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## **REGISTRATION IS OPEN FOR THE FOLLOWING EVENT**

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UPMRA  
2023 CONVENTION  
KEYNOTE SPEAKER

**THURL BAILEY**



#### **UTAH CONVENTION**

Click [here](#) to see Schedule of Events for the UPMRA Convention held October 25-27 at the Hilton Garden Inn, St. George, UT.

Choose your attendee type to register: [Attendee](#) or [Exhibitor](#)



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**Petro Pete: The rotation of Earth really makes my day.**

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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.

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