

October 25, 2013

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

WP-10-25-13

## **MAKE YOUR MIRAGE ROOM RESERVATIONS NOW FOR THE 2014 WPMA CONVENTION**

Plan ahead and make your reservations at the Mirage hotel now. Call before November 15, 2013 and ask for the WPMA rate of \$165. Rates will go up after November 15, 2013. If you need to cancel your reservations, you can do so 48 hours prior to your arrival date and receive a full refund. Call The Mirage at 1-800-627-6667.

## **PLEASE SUPPORT THE SCHOLARSHIP FOUNDATION SILENT AUCTION!**

In May 2014, the WPMA Scholarship Foundation will award \$32,000 in scholarships to graduating high school seniors. The Foundation receives a large portion of its working capital through income from the annual Scholarship Silent Auction held at the WPMA convention in February. Please support the Scholarship Foundation by donating an item to the 2014 Scholarship Silent Auction.

Past Silent Auction donations have included tickets to sporting events, vacation packages, decorator items, electronics, sports equipment, logo clothing, jewelry, tools, accessories, etc. If you would like to donate an item, please fill out the Silent Auction Donation Form available under the Scholarship tab on the WPMA website:

<http://www.wpma.com/pdf/scholarship/SA14-DonationFrm0624w.pdf>, or e-mail Kathy Michaelis at [kathym@wpma.com](mailto:kathym@wpma.com).

The value of items donated to the auction is tax-deductible.

## **U.S. DOT – CDL DRIVER MEDICAL CERTIFICATES - CDL DRIVERS MUST SELF-CERTIFY DRIVING STATUS TO STATE DRIVER LICENSING AGENCIES BY JANUARY 30, 2014**

**EXECUTIVE SUMMARY** – A new U.S. DOT regulation requires **both intrastate and interstate** CDL drivers to self certify to their state driver's license authority (SDLA) the type of commercial motor vehicle operation they drive in or expect to drive in with their CDL. Drivers operating in certain types of commerce will be required to submit a current medical examiner's certificate to their SDLA to obtain a "certified" medical status as part of their driving record. Driver certification and medical certificate submission for qualified drivers must occur no later than January 30, 2014. CDL holders required to have a certified medical status who fail to provide and keep up-to-date their medical examiner's certificate with their SDLA will become "not-certified" and may lose their CDL. The new requirement will allow SDLA's to maintain electronic versions of driver medical qualification certificates.

### ***ALL CDL DRIVERS MUST REPORT DRIVING STATUS TO STATE LICENSING AUTHORITY BY 1/30/2014:***

The U.S DOT is requiring **both** intrastate and interstate CDL drivers to "self certify" to their state driver licensing authority (SDLA) the type of commercial vehicle operation they drive in or expect to drive. Based on the type of commerce selected, drivers may also be required to submit proof of medical qualification certification to the SDLA. Self certification and submission of medical certificate by qualified drivers must occur no later than January 30, 2014.

**IMPORTANT!** Some CDL drivers may have already self certified and supplied a medical qualification certificate to their SDLA during the CDL initial application, transfer or renewal process. The FMCSA required SDLA's to phase in the new requirement beginning January 2012. However, some states have been very slow to implement the FMCSA rule or fully notify drivers of the new requirement. CDL drivers should check with their SDLA to inquire whether they are already compliant with the FMCSA requirement.

### ***I. DETERMINING INTRASTATE OR INTERSTATE STATUS:***

***Intrastate commerce*** drivers operate commercial vehicles within state boundaries only.

***Interstate commerce*** drivers operate commercial vehicles across state boundary lines.

**IMPORTANT!** Drivers operating in both intrastate commerce and interstate commerce must self certify as operating in interstate commerce.

### ***II. DETERMINING EXCEPTED OR NON-EXCEPTED STATUS:***

Drivers must self certify to their SDLA they that operate a commercial motor vehicle in one of the following four types of commerce:

1. **Interstate non-excepted:** You are an interstate driver and must meet the **Federal** DOT medical card requirements. Go [here](#).
2. **Interstate excepted:** You are an interstate driver and are excepted from meeting the **Federal** DOT medical card requirements. Go to: [here](#) to see list of excepted interstate driving categories.
3. **Intrastate non-excepted:** You are an intrastate driver and are required to meet the medical requirements for your **State**.
4. **Intrastate excepted:** You are an intrastate driver and not required to meet medical requirements for your **State**.
  - Check with your state SDLA to see a list of excepted intrastate driving categories.

Most CDL drivers hauling petroleum will fall under the **interstate** non-excepted or **intrastate** non-excepted categories. In other words, the driver is required to carry a CDL medical qualification certificate under state or federal regulations. Drivers who fall into either of these categories and do not qualify under an established exception must file their current medical qualification certificate with the appropriate SDLA By January 30, 2014.

### **III. REVOCATION OF CDL PRIVILEGES:**

Drivers are responsible for contacting their SDLA to self certify operating status by January 30, 2014. If required, drivers must also provide to their SDLA their current medical qualification certificate by January 30, 2014. Drivers who miss the January 30, 2014 will be notified that their medical qualification to operate a commercial motor vehicle in non-excepted Interstate commerce is revoked. The SDLA will then remove all CDL privileges from the driver's license.

### **IV. MEDICAL QUALIFICATION CERTIFICATES:**

SDLAs will maintain electronic versions of driver medical qualification certificates as part of the driver's CDL driving record. Drivers who self certify and submit their medical qualification cards will no longer be required to carry their certificate after January 30, 2014.

### **V. STATE BY STATE COMPLIANCE INSTRUCTIONS:**

State by state compliance instructions are available at: <http://www.aamva.org/CDL-Program> by clicking on the "Medical Certificate" tab.

**IMPORTANT!** This program is administered by state driver licensing authorities. The process to self certify and submit medical certificates may vary from state to state. Drivers should contact their state driving license authority to determine whether they are already compliant through initial application, transfer or renewal of their CDL licenses. Drivers should contact their SDLA for further instructions and process information.

For specific State by State requirements for drivers and information related to how a State is handling the Medical Certification requirements, and to determine who to contact for additional information, click on the following link: <http://www.aamva.org/CDL-Program>

### **PRESSURE TO RELEASE 2014 RFS BLENDING VOLUMES HEATS UP**

Following this month's leaked EPA draft proposed rule which hinted at lowering the corn-based ethanol mandate from 14.4 billion gallons to 13 billion gallons for 2014, API has indicated that the volume amounts may not be enough to avert a court challenge. API believes the ethanol blending mandate should be lowered even further to as high as 12.88 billion gallons to avoid hitting the ethanol blendwall. API has also indicated that it will sue the EPA if the agency doesn't release its final 2014 RFS blending volumes by the November 30th statutory deadline. Given that EPA hasn't released a notice of proposed rulemaking (NPRM) to allow stakeholders, including PMAA to comment, and hasn't met the statutory deadline in previous years, it is likely the deadline will not be met.

The EPA Administrator has the authority under law to lower RFS blending volumes. The Energy Information Administration (EIA) estimates 132.9 billion gallons of gasoline demand in 2014. Therefore, the 13 billion gallon corn-based ethanol proposal for 2014 would keep the ethanol blend rate around 10 percent, but still too close to the blendwall as API suggests.

### **CONGRESS SEEKS EXAMINATION OF ETHANOL RINS MARKET**

Following last month's lead by Senate Agriculture Committee Chairwoman Debbie Stabenow where she asked CFTC for help in determining the cause of the sudden spike in ethanol blending credits (RINS), this week thirteen representatives asked CFTC Chairman Gary Gensler to examine potential fraud and manipulation in the RINS market.

Although most RINs are traded Over-the-Counter and CFTC has little recourse, new contracts launched earlier this year by CME Group and IntercontinentalExchange are within CFTC's oversight.

RINs values catapulted from five cents early this year to \$1.45 per credit in July, a 2,900 percent increase. Recently RINs values are hovering around 30 cents on news that EPA might reduce blending obligations for 2014. Still, Members of Congress are concerned about the volatility and are seeking the CFTC's help in addressing any potential fraud or manipulation in the market.

### **PMAA PAC FUNDRAISER AT OMNI LA COSTA RESORT**

PMAA Small Business Committee (SBC) PAC Co-Chairs Gerry Ramm and Michael Fields invite you to attend an event in beautiful Southern California benefitting PMAA's SBC PAC.

The event will be held at the [Omni La Costa Resort and Spa](#) (\$209 per room) from November 20<sup>th</sup> thru 21<sup>st</sup>. The hotel rate is good three days before and after the event if you want to come early or stay longer. Cost is \$500 per golfing registrant and \$200 for non-golfing guest. This is a tremendous opportunity for you to support the industry and develop and strengthen your business relationships.

The event will start Wednesday evening, November 20<sup>th</sup> with a cocktail reception from 6 – 7pm and dinner immediately to follow on the resort. On Thursday, [former two-time PGA Championship winner Dave Stockton](#) will give golf lessons to attendees from 8 - 11am followed by 18 holes of golf on La Costa's [Champions Golf Course](#). PMAA would like to thank Orion Food Systems, especially Tom Kaspar, for facilitating this special event for PMAA.

To participate, click [here](http://pmaa.org/pmaa_today/attachments/PMAALaCosta.pdf) ([http://pmaa.org/pmaa\\_today/attachments/PMAALaCosta.pdf](http://pmaa.org/pmaa_today/attachments/PMAALaCosta.pdf)) to fill out the registration form. To become a sponsor of the event, click [here](http://pmaa.org/pmaa_today/attachments/LaCostaSponsors.pdf) ([http://pmaa.org/pmaa\\_today/attachments/LaCostaSponsors.pdf](http://pmaa.org/pmaa_today/attachments/LaCostaSponsors.pdf)). If you have any questions, please reach out to [Michael Fields](mailto:michael@scpma.com) ([michael@scpma.com](mailto:michael@scpma.com)) or [Rob Underwood](mailto:runderwood@pmaa.org) ([runderwood@pmaa.org](mailto:runderwood@pmaa.org)). We would greatly appreciate an investment into PMAA! For hotel reservations, Call the Omni La Costa Resort & Spa and use discount code PMAA. 800-439-9217

### **2014 WPMA CONVENTION & CONVENIENCE STORE EXPO LAS VEGAS, NEVADA**

Start planning now to attend the 2014 WPMA Convention and Convenience Store Expo. It will be held at the Mirage in Las Vegas, Nevada. Mark your calendars for **February 18-20, 2014**.

### **MARK YOUR CALENDARS FOR UPCOMING EVENTS IN 2013 AND 2014**

**December 10, 2013** – WOMA Holiday Party at the Race Track, Emerald Downs, Auburn, Washington

**May 8-9, 2014** – NPM&CSA Big Dog event – Red Rock Hotel & Casino Las Vegas, Nevada,

**June 3-5, 2014** – MPMCSA Convention – Hilton Garden Inn – Missoula, Montana

**June 16-19, 2014** - WOMA Convention – Suncadia Lodge – Cle Elum, Washington

**August 6-8, 2014** – IPM&CSA Convention – Coeur d'Alene Resort – Coeur d'Alene, Idaho

**August 19-20, 2014** – NMPMA Convention – Marriott Pyramid North – Albuquerque, New Mexico

Petro Pete: ***"If you think nothing is impossible, try slamming a revolving door."***

© 2013 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: [janr@wpma.com](mailto:janr@wpma.com). Thanks.



### **WPMA MEMBER SERVICES**

