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*July 1<sup>st</sup> saw a changing of the guard in MPMCSA leadership.* Kary Tonjum – CityServiceValcon in Kalispell became President; Wes Burley-Town & Country Supply in Laurel accepted the position of Vice-President and outgoing President, Doug Klotthor-Rocky Mountain Supply in Belgrade was appointed to serve as director to the Petroleum Marketers Association of America (PMAA).

## REGULATORY:

### Department of Environmental Quality:

A rule amendment pertaining to performance standards for new and upgraded UST systems has been adopted by the Permitting & Compliance Division that eases the standard previously in place that required corrosion protection on any piping, including vent lines and fill pipes, that “may contain” product. The new language states “routinely contains” product. The previous requirement was very costly to tank owners and demonstrated little additional environmental benefit given the spill and overfill protection on tank systems. The Association urged the Department to either repeal or revise the language and for once they responded ...

### Bureau of Weights & Measures:

In May the Bureau published a notice of rule change that would increase meter licensing fees by 26%, which would be the third fee increase in ten years. If adopted, the proposed increase would place Montana among the top three highest fee states in the West. Montana is also one of the only states to require annual testing of ALL meters. The Board determined to ask the legislative interim committee that oversees the Department of Labor to review the rule and reject the proposal, which they did on August 21<sup>st</sup>. The Committee voted 6-2 to delay the rule which in Montana means that the rule cannot be adopted until the end of the next legislative session. As the Montana Legislature doesn’t meet again until January of 2015, the earliest a fee increase could be adopted would be the end of April of that year. We are asking the Bureau to consider a different business plan that would include less frequent testing; they will be meeting with members of the Board on October 24<sup>th</sup>. If the Bureau is not receptive to working out a plan both entities are comfortable with, the Association will have time to introduce legislation implementing changes to the program.

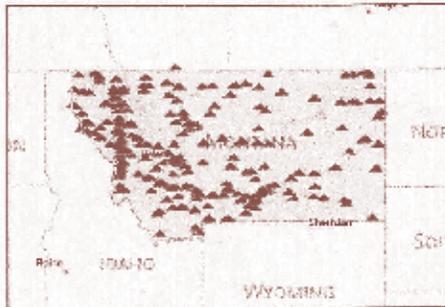
### Motor Carrier Services /

### Department of Transportation:

In August the Association received a letter from the Motor Carrier Services Division that informed the trucking industry the Department would be arming its officers. Montana is again somewhat unique in that officers with the authority to pull trucks over are under the control of the Department of Transportation versus the Department of Justice, as is the case in most other states. Officers in Montana have the authority to handle size and weight, safety, dyed fuel and permitting all under one roof. Many states have separate units if not departments handling the same activities that our MDT does. The Department states the increased risks inherent with transportation in Eastern Montana and the Bakken influence have caused concerns about the officers’ safety. The Motor Carriers Association in Montana was very opposed to this move to arm officers; the MPMCSA did not take a position.

## 2012 U.S. Senate District Report

Montana



U.S. Senator Max Baucus

	Average Per Store	District	Montana
Total Stores:	1	553	563
Total Employees:	12	3,756	6,756
Transactions Per Day:	1,081	614,733	614,233
Total Sales:	\$4,710,837	\$2,891,919,791	\$2,951,918,731
Merchandise:	\$960,550	\$503,058,892	\$503,058,850
Food:	\$193,184	\$108,953,422	\$108,953,422
Fuel:	\$3,623,191	\$7,039,856,833	\$2,009,856,835
Gallons of Fuel:	1,020,817	574,607,371	574,607,371
Credit Card Fees Paid:	\$75,333	\$42,412,479	\$42,412,479
Utility Expenses:	\$35,340	\$19,896,420	\$19,896,420
Labor Expenses:	\$257,143	\$144,774,324	\$144,774,324
Pre-Tax Profit:	\$46,428	\$27,264,984	\$27,264,984

Source: NACS State of the Industry Report of 2012 Data: Nissan TRM In-Store Count (December 31, 2012)