



July 21, 2022

2022 VPCMA Scholarship Recipients Announced

The VPCMA Scholarship Committee has announced the two recipients of the 2022 scholarship program. Since establishment in 1992, the program has assisted more than 200 deserving students from across Virginia. The 2022 recipients are: **Anne Marie Larsen**, incoming student at Princeton University, employee of Handy Mart (H.N. Funkhouser) in Winchester, VA; and **Claire Viola Shirkey**, incoming student at Virginia Tech, daughter of Stuart Shirkey of Holtzman Propane, Mount Jackson. Congratulations to you both and thank you to all applicants.



Anne Larsen

Claire Shirkey

Thank You EMA PAC Donors

We want to thank the following individuals for their contributions to the EMA Federal Political Action Committee. This is the only time of the year when we solicit the membership for contributions which helps members of the Virginia delegation as well as other members of Congress on key committees impacting petroleum marketers.

Bob Claytor
Julie Deshazo
Jim Emmart
Tim Hutchens
Mike O'Connor
Corey Russell
Gordon Sutton
Stan Terhune

We have made our federal PAC goal in each of the last 22 years. We have a ways to go for 2022. If you are not on this list and would be willing to contribute, please make out your **personal check** in the amount of \$150.00 payable to **EMA PAC** and send to:

Legalized Marijuana and CBD Oil Strictly Prohibited Under DOT Drug Testing Regulations

From EMA

The U.S. Department of Transportation's (DOT) Office of Drug and Alcohol has clarified the agency's drug and alcohol policy concerning the legalized use under state laws of CBD oil and marijuana by CDL drivers. The policy is important to energy marketers and heating fuel dealers because it addresses how state legalization of CBD oil and marijuana for medical and recreation purposes is treated under U.S. DOT drug testing requirements for CDL drivers (49 CFR Part 40). The federal DOT does not recognize state legalization laws. The substances are banned under federal law.

Both CBD oil and marijuana contain THC, a banned Schedule 1 substance under U.S. DOT regulations. CBD oil derived from hemp contains 0.3% concentration of THC. THC concentrations in marijuana may range from anywhere between 5% and 30%. The U.S. DOT drug testing regulations do not authorize the use of Schedule I drugs for any reason. Therefore, a medical review officer (MRO) conducting driver drug tests will not issue a negative test result simply because the THC detected in a driver's urine specimen was from the legalized recreational use of CBD oil or marijuana. In addition, an MRO will not issue a negative drug test based upon information that a physician recommended that the employee use medical marijuana where states have passed medical marijuana initiatives. Instead, THC from these (or any other) source will result in a positive test for the driver.

What Do U.S. DOT Regulations Require?

Use of THC is forbidden for a regulated driver, no matter the source. As a result, medical and recreational marijuana and CBD oils, even if legal under state law, are banned under federal law.

Since THC is banned under DOT drug testing regulations, a medical review officer (MRO) must not take the medicinal use of a CBD oil into consideration when determining a drug test result.

A positive drug test result requires the motor carrier to remove the driver from safety-sensitive functions until specific steps in the DOT return-to-duty process are successfully completed. After a positive test, the driver must:

- Be evaluated by a substance abuse professional,
- Complete prescribed drug rehabilitation treatment, and
- Have negative results for follow-up testing.

Communicate Cautions to CDL Drivers

A driver's career may be in jeopardy if a drug screen comes back positive. To avoid any misunderstandings surrounding the use of CBD oils and legalized medical or recreation use of marijuana, employers should communicate the following to CDL drivers:

- Trace amounts of THC from CBD oils or marijuana may show up in a DOT urine specimen for many days after use,
- MROs will not accept CBD oil or marijuana as a valid medical explanation for a positive DOT drug test, and

- Enforcement authorities may consider CBD oil in a commercial vehicle as possession. Officers are unable to determine the concentration of THC in the oil, and there has been no official guidance for them to follow.
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**Reminder: Registration Open for the 74th VPCMA Annual Meeting
*September 25-27, The Greenbrier***

We hope you will make plans to attend the 74th Annual Meeting being held Sunday, September 25 through Tuesday, September 27th. To take advantage of our great group rate of \$219 you will need to make your reservations by the cut off date of August 26. We have put together a great program of social and educational events that you can access below.

For a full Annual Meeting brochure, [click here](#).
To register with VPCMA, [click here](#).

For hotel reservations, (starting at \$219,) [click here](#).