



update

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www.vpcga.com

VA DEQ Responds to VPCGA UST Comments; Compliance Deadline Moved to July 17, 2020

In May VPCGA submitted three pages of comments to Virginia DEQ on their regulatory proposal revising Virginia's underground storage tank regulations. We are pleased that the DEQ shared our concern regarding expedited implementation. They state "the proposed amendment allows tank owners 3 years from the effective date of this amendment (likely to be July 19) to comply with many of the new requirements." With regard to other suggested changes relative to inspections, sump testing, and overfill protection, the agency decided not to include those changes in the rule but has promised to address these issues in the implementation guidance documents which will be developed over the next three years. We will continue to be involved in that process. To view the DEQ's final regulation and their response to our comments, [click here](#).

Reminder! Annual HAZMAT Registration for Expiring Certificates Due July 1

From PMAA

The U.S. DOT's Pipeline and Hazardous Material Safety Administration (PHMSA) requires hazardous material transporters to register and pay a fee for annual registration in return for a certificate of operation. PHMSA began mailing the 2017-2018 registration information to HAZMAT transporters in April. Only those with expiring DOT PHMSA HAZMAT registration certificates must re-register before July 1, 2017 or risk losing authority to operate and pay a substantial civil penalty. The validity of HAZMAT registration certificates is checked at roadside inspections.

Q. Who must register and pay the fee?

A. HAZMAT Transporters

- Any business (intrastate or interstate) shipping hazardous materials requiring a U.S. DOT placard must register and pay a registration fee. Petroleum marketers, heating oil dealers, common carriers of petroleum products and propane suppliers who ship their products in trucks must register and pay the fee. Registration is only required for expiring certificates.

Q. What happens if I don't register?

A. Loss of Operating Authority

- If you fail to register by the deadline then you lose your authority to operate your trucks in both

intrastate and interstate commerce. Your authority to operate is the certificate you receive from PHMSA once you register and pay the fee. A current certificate must be kept in the cab of each HAZMAT vehicle at all times. If you are subject to a roadside inspection or DOT audit and do not have a current certificate your authority to operate will be revoked and you could be fined up to \$77,000 per day, per violation.

Q. Why is the U.S. DOT collecting the fee?

A. Emergency Response Funding

-The money collected from the registration program is given back to state emergency response authorities in the form of training grants for fire and police and emergency preparedness organizations.

Q. How Do I know my registration is current or not?

A. Registration Look-up

- Registration status may be checked on line by clicking here:

[RegistrationLook-Up](#)

. Enter either your company name, U.S. DOT number or zip code in the data fields provided to check whether your HAZMAT registration certificate is current.

Q. How do I register?

A. Registration Options

- There are several ways to register:

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U.S. Mail

- You must register by filling out the 2017-2018 registration application and sending it by U.S. Mail to PHMSA (along with the required fee). PHMSA generally mails new registration forms out to all registrants. If you have not yet received a form for the 2017-2018 registration year, one may be found by clicking here: [2017 Registration Form](#).

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Online Registration

- On-line registration is available by clicking here: [Online Registration](#). On-line registration allows you to register, pay the fee and download your operating certificate.

Q. When is the HAZMAT registration deadline?

A. Deadline

- July 1, 2017 for those who have expiring certificates. Since registrations can be multiyear, not all certificates will expire on July 1. Check the expiration date on your HAZMAT certificate or information in the Registration Look-Up link above before registering by mail or online.

Q. What documentation should I put in my trucks after July 1, 2017?

A. Certificate Documentation

- Place a photocopy of the updated certificate in the cab of each HAZMAT motor vehicle by July 1, 2017.

Q. How much is the annual HAZMAT registration fee?

A. Two-Tiered Fee System

-The annual registration fee is based on business size:

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Small Business Registration Fee

- For registration year 2017-2018 the fee for small businesses is \$275 for one year; \$525 for two years (2017-2019) and \$775 for three years (2017-2020).

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Large Business Registration Fee

- For registration year 2017-2018 the fee for large businesses is \$2,600 for

one year.

Q. How do I determine the size of my business so I know which fee to pay?

A. Business Size Calculation for Determining the Fee Amount -

*It is very likely that your business qualifies for the **lower** registration fee. Determining size is left up to the company applying for the registration certificate. PHMSA follows Small Business Administration (SBA) size categories to classify whether a business is large or small for the purposes of determining the amount of the annual registration fee. The SBA determines business size according to NAICS (North American Industrial Classification System) codes based on either the number of employees in the company or on annual gross receipts. The following NAICS codes and size criteria apply when calculating which fee to pay:*

2017 REVISED NAICS 493190 - Bulk Petroleum Storage (Bulk Plants)

*- Petroleum marketers in this category sell at retail and are considered small businesses and must pay the \$275 fee if the company employs fewer than **200 employees**.*

2017 REVISED NAICS CODE 454310 - Heating Oil Dealers Selling Directly to Retail Customers:

*Heating oil dealers in this category are considered small businesses and must pay the \$275 fee if the company employs fewer than **100 employees**.*

2017 REVISED NAICS CODE 454310 - Liquefied Petroleum Gas Dealers Selling Directly to Retail Customers:

*Propane dealers in this category are considered small businesses and must pay the \$275 fee if the company employs fewer than **100 employees**.*

2017 REVISED NAICS CODE 424710

- Petroleum Bulk Terminal: Wholesale Operations -

*Petroleum marketers in this category sell to other merchants at wholesale. These facilities are considered small businesses and must pay the \$275 fee if the company employs fewer than **200 employees**.*

2017 REVISED NAICS CODE 424720

- Petroleum and Petroleum Product Wholesalers (no bulk storage):

*Petroleum marketers in this category are considered small businesses and must pay the \$275 fee if the company employs fewer than **200 employees**.*

Click here for 2017 revised NAICS Code: [2017 NAICS Codes](#)

Q. Where can I call if I have questions regarding registration filing?

A. Questions - For filing questions, call the **U.S. DOT Hazmat Hotline (202)-366-4109**. For regulatory questions contact **Mark S. Morgan PMAA Regulatory Counsel** at mmorgan@pmaa.org.

What's New for 2018 SEPETRO?

Plans for the 2018 Southeast Petro-Food Marketing Expo are well underway! The main floor was sold out by March 24th of this year! There is space available in the Annex (\$1095), Foyer/Public (\$1095) area and we have also added 41 Tabletops (\$595) to give more companies an opportunity to participate at a lower cost.

We have a new web page (sepetroshow.org) and you also sign up on line for your booth space and update your information as need be during the year. To register for a booth go to: www.sepetro.org, click on the word "Exhibitor" at the top and then click on the link that says "Register for Booth Space". A 25% deposit is required to sign up and then final payment is due January 8, 2018. You can go to this web page at any time to see the current up-to-date floorplan, search the directory by company, product or service, modify your listing, etc.

Each July we send out a call for educational programs from current exhibitors. If you have an educational program (not a sales program) you want our Trade Show Committee to consider, then we need to get you in a space prior to July 14th. On that date we will send an outline to current exhibitors so they can notify the Trade Show Committee of any programs they would like to be considered for. The Committee will decide on 7 or 8 programs they think most timely and the program will be set up prior to show start on March 7, 2018.

Welcome New Member

Guardian Fueling Technologies
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Jeff Hilyer - jhilyer@guardianfueltech.com

Petroleum/Fueling Equipment & Product Sales, Service, and Installation.

Annual Meeting Registration Opens Tomorrow!

The 69th Annual Meeting will be held September 24-26, 2017 at the Omni Homestead Resort! Look for full details of this event and registration information tomorrow.