



INDUSTRY ROUNDTABLE MEETING
SUMMARY OF DISCUSSION
JULY 30, 2025

- SB 638 Unfair Sales Act - revokes 6% markup allowance. Law has been in effect since 1949 and protects smaller stores on what they are able to afford. Oklahoma Petroleum Marketers and Convenience Store Association ("OPMCA") lobbied vigorously against the bill as they are concerned about rural Oklahoma businesses competing with big box stores and potentially going out of business and creating food/gas deserts. A fine of \$1,000 per day could be imposed for selling below cost. PSTD provided comments regarding the impact of this bill to the Governor's office. While it does not directly impact PSTD, it could impact the State as it relates to small, rural facilities and their communities. The new law goes into effect November 1, 2025.
- SB 874 – transfers the administration of professional licenses to Service Oklahoma. This bill is dormant, but it could carry over to next session under a different bill number. Similar bills have been introduced for several years. Agencies would retain all rules, requirements, applications, testing, enforcement, but the license itself would be issued by Service Oklahoma. If it was to pass there would need to be a significant rulemaking. Effects everyone who has a professional license through the OCC.
- Compatibility with alternative and biofuels and the tank system they are stored in is required. Retailers wanting to sell E15 must notify PSTD at least 30 days before switching regulated substances greater than 10% ethanol or regulated substances greater than 20% biodiesel using the scheduling form. Staff are encountering some retailers switching without notifying PSTD. The regulations are in place to keep products out of systems that are not compatible with the product.
- E15 label specifications is statutorily required. OPMCA wants to make sure that if retailers sell E10 and E15 then both labels are needed. PSTD agreed and said that both labels are required by the rules (OAC 165:25-2-75). OPMCA gets a lot of questions about that and requested any kind of guidance we can provide that they can to get out to retailers.
- Reminder that tank owners and the licensee they hire are both responsible for timely submittal of installation paperwork, tank and line tightness test results in which any part of the system does not pass must be reported to PSTD within 24 hours, discovering any substances, conditions, or monitoring results that indicate a release may have occurred, closure report form and all required attachments within 45 days.
- Licensees who violate Commission statutes, rules, requirements, and/or orders may be subject to disciplinary action and/or fines. PSTD may, but is not limited to, informal reprimand, formal reprimand, license suspension, revocation, and/or refusal to renew per OAC 165:25-1-107. Recently began licensing testers. Previously PSTD could only file against tank owner, but now both parties are responsible.

- Applications for licensed testers are manually submitted at this time. We will advise when online submission via the PST Portal is available. Scheduling forms for testing should also be submitted via email to the PST scheduling email pstscheduling@occ.ok.gov.
- Q & A with staff on the pros and cons of licensing a company versus individuals, possible legislative task force to study aging tanks, tank removal/replace, release case numbers when applications are submitted in the PST Portal, when a UST Remover must be present during removal activities, backfill compaction, Storage Tank Advisory Council meetings, and holding a contractor's day for licensed consultants.