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NAMA
GOVERNMENT AFFAIRS

A BI-WEEKLY NEWS AND
INFORMATION SOURCE

NAMA GOVERNMENT AFFAIRS — BI-WEEKLY UPDATE



Carla Balakgie, NAMA President and CEO, Dan Mathews, NAMA COO, and Polly Reber, MDVA President, at the MDVA 2013 Convention.

HAPPENINGS AFFECTING OUR INDUSTRY

NAMA Participates in MDVA 2013 Convention in Boyne Falls, Mich.

NAMA joined with the Michigan Distributors & Vendors Association to take part in its 2013 Annual Convention on Aug. 1-4 at the historic Boyne Mountain Resort in Boyne Falls, Mich. MDVA represents two significant business segments in the state of Michigan: wholesale distributors of grocery/convenience products and vending machine and food service operators. As an organization, MDVA has garnered respect from the industry, business community and some of the state's highest ranking elected officials; and its annual Convention is one of the most highly anticipated events each year. This year's Convention boasted more than 220 attendees, which included MDVA members, their families and Michigan state legislators.

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NAMA Cautiously Optimistic Regarding Update On Debit Card Swipe Fees

The U.S. District Court for the District of Columbia ruled with the Plaintiff's (NACS, National Retail Federation, Food Marketing Institute, et al.) and against the Federal Reserve on the well-known case regarding debit-card transaction

fees and the rate set by the Federal Reserve.

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NAMA and the NAMA Foundation Partnering with Studylogic on OCS Market-Sizing Research

NAMA and the NAMA Foundation have announced a partnership with STUDYLOGIC to provide NAMA members with valuable OCS market sizing and share data on a quarterly basis, beginning in September.

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NAMA's New USDA Competitive Foods in Schools/Comprehensive Product List: Your Input Requested

As part of NAMA's ongoing commitment to help position your business for success, we are developing NAMA's USDA Competitive Foods in Schools/Comprehensive Product List.

This list is intended to serve as a resource for all NAMA operators looking for products that meet the new USDA standards and we are asking for your participation in its development.

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GOVERNMENT AFFAIR NEWS — FEDERAL & STATE

FEDERAL ISSUES

Senate Hearing on Marketing Practices of Energy Drinks

On July 31, the Senate Commerce Committee held a hearing about the marketing practices of energy drink manufacturers. The hearing followed letters sent by Commerce Committee chairman Jay Rockefeller, D-W.Va., to Red Bull, Monster Beverage Corp., Rockstar and Living Essentials asking the companies to describe their practices used to market products to children and teenagers.

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Officials: FDA Looking at Caffeine Safety

No clear consensus exists on the safety of new uses of caffeine such as energy drinks, making it difficult for the FDA to plan its next move on the stimulant, an agency official said.

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FDA Issues Proposed Rules for Imported Foods

On July 26, the FDA issued two proposed rules that will increase the oversight of foods and dietary supplements that are imported into the United States. The proposed rules continue FDA's implementation of the Food Safety Modernization Act, signed into law in January 2011. Earlier this year, FDA issued the first two major proposed rules stemming from FSMA. Those proposed rules applied only directly to U.S. companies. The recent proposals will ensure the same level of public health protection for imported foods that the first two major FSMA rules provide for domestic foods.

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Transportation, Housing and Urban Development Act (THUD) Fails

THUD, the Transportation, Housing and Urban Development Act, which included an amendment to address the new and burdensome changes to the Federal Motor Carrier Safety Administration's Hours of Service regulation, has failed. Senate Republicans blocked a \$54 billion measure funding highways, aviation, passenger rail and other transportation projects because it exceeded spending limits earlier agreed to by both parties. House Republican leaders called off the vote amid signs it lacked enough support to pass.

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Congress Heads to Recess with No Farm Bill Plans

Both chambers of Congress are set to adjourn for the August recess with no formal plans for a farm bill conference during the break. Senate leaders have indicated their readiness to name conferees for the legislation, but House leaders have said they will not do so until that chamber acts on a nutrition package, likely in September.

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STATE ISSUES

NYC Soft-Drink Case May Head to the High Court

New York's highest court should consider the state's first-of-its-kind effort to cut down on large, sugary soft drinks, city lawyers recently argued in a request made public. The request had been expected after a mid-level appeals court ruled against the measure. It would put a 16-ounce size limit on nondiet sodas and other high-calorie soft drinks sold at many eateries.

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Pennsylvania: Vended Sales of Tobacco and Alternative Nicotine Products

PA S 1055 provides for the offense of sale of tobacco by including alternative nicotine products; relates to the selling, purchasing, or gifting of a tobacco product or alternative nicotine product to any minor; relates to placing a vending machine containing an alternative nicotine product in a location accessible to minors.

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Washington State: GMO Labeling

With a little more than three months remaining before Election Day, supporters of a law requiring the labeling of some genetically modified foods have raised \$2.3 million for their campaign. Opponents of Initiative 522 have raised almost \$1 million to defeat the measure.

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