

OFFICE OF THE ATTORNEY GENERAL

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Gas Prices in Idaho

What factors determine the price of gas in Idaho?

There are a variety of components that make up the price of a gallon of gas, each operating independently on the gas you buy at the pump. <u>Click here</u> to see what makes up the price of a gallon of gas in Idaho. The components in the chart are discussed below.

No. 1: The Cost of Crude Oil. The cost of crude oil is the primary factor that determines the price of gas. Crude oil prices are determined by *supply and demand* and on a global basis. Thus, on the *demand* side, world economic growth is the biggest factor. World economic growth fuels more demand for crude oil, which, all things being equal, causes the price for the product to increase.

The *supply* side for crude oil is also global. The major players here are OPEC, the United States' resurgent crude oil production, and Russia, each of which influence supply by limiting or increasing production. As crude oil supply increases, again all things being equal, this will cause prices for the product to go down. Increased oil production in the United States, as a result of fracking, combined with high production levels overseas, work together to drive the price of crude oil downward. Price declines like those seen at the end of 2014 are caused when global supply outpaces global demand for the product. This is because supply has increased more quickly than demand for the product.

No. 2: Tax Rates. Tax and fee rates collectively come to about \$.51 per gallon in Idaho. Federal excise taxes currently are 18.4ϕ per gallon, and Idaho's excise taxes are 32ϕ per gallon (effective July 1, 2015). (There is also a transfer fee of 1ϕ per gallon to the Idaho Petroleum Clean Water Trust Fund.) These tax revenues are used to build new roads and maintain existing ones. Each state taxes gas differently and in different amounts. If you back out the gas taxes for a state, it is easier to then compare the price of gas in Idaho to other states. Click here to see how the price of gas in Idaho compares with other states.

No. 3: Refining Costs & Profits. Another significant factor in determining the price of gas in Idaho is the refining costs and profits. The *type of gas produced* depends on the type of crude oil used and the type of processing technology available at the refinery. Blending in *other ingredients*, like ethanol, also affects the price.

One barrel of crude oil—about 42 gallons—does not produce just gas, but also a number of other products. In fact, about only half a barrel of crude goes toward finished

motor gasoline. <u>Click here</u> to see what a barrel of crude produces by way of gas and other oil-based products.

No. 4: Distribution. Distribution is the fourth factor. Southern Idaho's gas flows through a single pipeline from Salt Lake City refineries. With *one limited gas resource*, supply in southern Idaho cannot respond as rapidly when demand increases, at least as compared to areas with multiple refineries and pipelines. Northern Idaho is serviced by pipelines from Montana and Washington and product barged up the Columbia River.

No. 5: Retailer Costs & Profits. Finally, retailer costs and profits affect the price of gas. The price at the pump includes the retailer's cost to buy the gas and the costs of operating the station. Some outlets are operated by refiners, but others are independent stores that buy gas from refiners. Their costs include wages, benefits, equipment, and taxes. Outlets also must pay credit card transaction fees each time a driver swipes a card at the pump. If there is not vigorous competition at the retail level, it is not unusual to see gasoline retailers charge higher margins. These margins can vary from the very large—over \$.60 per gallon—to zero, and often explain why prices in a specific location are higher (or lower) than in a different location. The differences by year and by location can differ greatly.

While gas prices are made up of different components, they are interrelated. <u>Click</u> <u>here</u> to see how the price of crude, refining and the marketing of gas track each other.

Of course, how gas is priced does not answer the question of what the Attorney General can do about high gas prices.

What authority does the Attorney General's Office have to regulate gas prices?

Neither the Attorney General, nor any other state entity for that matter, has authority to set or otherwise determine the appropriate price for a gallon of gas. Instead it is current state policy to let the marketplace, and not the government, determine the price of gas. Idaho law allows the Attorney General authority to intervene in situations where he has reason to believe that retailers (or others) are engaged in (1) "price fixing" or (2) "price gouging."

<u>Price Fixing:</u> Occurs when gas stations conspire to keep the gas price at a certain amount. To open a price fixing investigation, the Attorney General needs evidence showing that retailers worked or are working together to inflate their prices. We cannot simply claim that two gas stations are charging the same high price. High prices are not illegal. Also, the mere fact that two competitors' prices are the same is not, in and of itself, evidence of price fixing.

<u>Price Gouging:</u> Occurs when, during a *state of emergency*, retailers charge an exorbitant or *excessive price without reason*. To prove a case of price gouging, certain conditions must be evaluated:

- a. The Governor or President must *declare a disaster* or state of emergency.
- b. After the declaration, the *price* of gas must *be excessive or exorbitant*, determined by looking at the difference between the wholesale and retail price of the fuel and whether the business incurred any additional business costs because of the emergency.
- c. The duration of the disaster or emergency.

Does the Attorney General have any tips to help consumers at the pump?

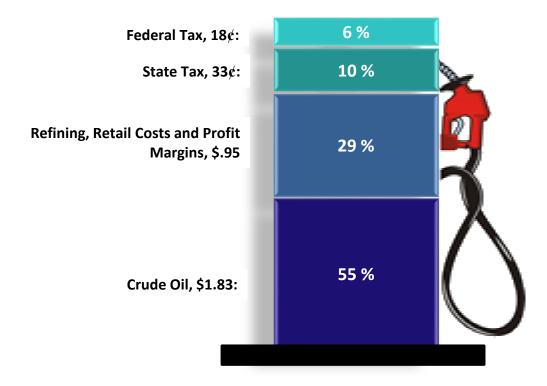
Idaho consumers have little sway over crude oil prices, but they can have an impact at the pump. Consumers can take their business to the retailer whose gas prices are the lowest. This might require consumers to drive by the closest station, but unless and until consumers do this, the higher-priced retailer will have little incentive to drop his price and decrease his margins. Similarly if fewer people buy a refiner's product, this will put pressure on the refiner to drop its price.

Consumers can also improve the fuel efficiency of their vehicles. They can get their car checked over for any gas-guzzling problems and start driving more fuel-efficiently. The faster you drive, the faster the gas leaves your tank, and the faster your money disappears from your wallet. *Low tires, dirty air filters, open windows, air conditioning, stop/starting, and heavy loads* also decrease fuel efficiency.

Gas Prices in the State of Idaho

What the Average Gallon of Gas Cost in December 2022 *

Price Components of Idaho Retail Price
The Month of December 2022 - Average \$3.29 Per Gallon *





Attorney General of Idaho 1.6.2023

- * Data only available through December 2022.
- *Source, U.S. Energy Information Administration (EIA):
 - http://www.eia.gov/dnav/pet/pet_pri_spt_s1_d.htm
 http://www.eia.gov/dnav/pet/hist/LeafHandler.ashx?n=
 - PET&s=EMM EPMOU PTE R40 DPG&f=M
- * Average Monthly Percentages Rounded to the Nearest Cent.

Comparison of State Gas Prices as of December 30, 2022

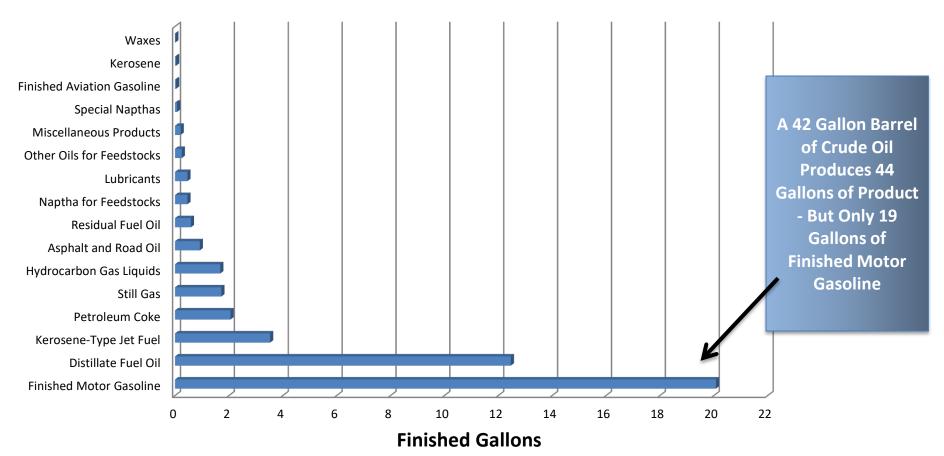
									•
									Avg Pump
		Avg Pump Price							Price per Gal
Pre-Tax		per Gal Unleaded			_	State Tax Price	Pump		Unleaded
Gas Price		Regular as of		e Fuel Tax	•	g Price Minus	Price		Regular as of
Ranking	State	12/30/22	(pe	er Gallon)		State Tax)	Ranking	State	12/30/22
1	Hawaii	\$5.02	\$	0.516	\$	4.506	1	Hawaii	\$5.02
2	California	\$4.39	\$	0.681	\$	3.710	2	California	\$4.39
3	Alaska	\$3.77	\$	0.151	\$	3.619	3	Nevada	\$3.96
4	Nevada	\$3.96	\$	0.504	\$	3.459	4	Washington	\$3.85
5	Oregon	\$3.74	\$	0.388	\$	3.356	5	Alaska	\$3.77
6	Washington	\$3.85	\$	0.494	\$	3.352	6	Oregon	\$3.74
7	Arizona	\$3.35	\$	0.190	\$	3.162	7	Pennsylvania	\$3.63
8	Idaho	\$3.45	\$	0.330	\$	3.115	8	Idaho	\$3.45
	Maine	\$3.40	\$	0.300	\$	3.102	9	Maine	\$3.40
	Massachusetts	\$3.37	\$	0.265	\$	3.100	10	New York	\$3.40
11	Vermont	\$3.37	\$	0.321	\$	3.050	11	Vermont	\$3.37
	Pennsylvania	\$3.63	\$	0.587	\$	3.040	12	Massachusetts	\$3.37
	New Hampshire	\$3.23	\$	0.238	\$	2.989	13	Arizona	\$3.35
	Utah	\$3.30	\$	0.319	\$	2.984	14	Utah	\$3.30
	New York	\$3.40	\$	0.482	\$	2.920	15	New Jersey	\$3.29
16	Rhode Island	\$3.26	\$	0.350	\$	2.910	16	Illinois	\$3.27
	New Mexico	\$3.08	\$	0.188	\$	2.895	17	Rhode Island	\$3.26
	Delaware	\$3.12	\$	0.230	\$	2.892	18	New Hampshire	\$3.23
	North Dakota	\$3.12	\$	0.230	\$	2.828	19	Maryland	\$3.23
	Maryland	\$3.19	\$	0.361	\$	2.825	20	Michigan	\$3.16
21	South Dakota	\$3.19	\$	0.300	\$	2.810	21	Connecticut	\$3.15
22	Connecticut	\$3.15	\$	0.357	\$	2.790	22	Florida	\$3.13
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	New Jersey	\$3.29	\$	0.507	\$	2.778	23	Delaware	\$3.12
24	Nebraska	\$2.99	\$	0.257	\$	2.734	24	South Dakota	\$3.11
	lowa	\$3.03	\$	0.300	\$	2.728	25	New Mexico	\$3.08
	West Virginia	\$3.08	\$	0.357	\$	2.726	26	West Virginia	\$3.08
-	Minnesota	\$3.03	\$	0.306	\$	2.720	27	Indiana	\$3.06
	Virginia	\$3.05	\$	0.344	\$	2.710	28	North Dakota	\$3.06
	Michigan	\$3.16	\$	0.451	\$	2.708	29	Virginia	\$3.05
	Florida	\$3.13		0.435		2.698	30	Ohio	\$3.04
	Illinois	\$3.27	\$	0.596	\$	2.677	31	lowa	\$3.03
	Wyoming	\$2.91	\$	0.240	\$	2.671	32	Minnesota	\$3.03
	Wisconsin	\$2.99	\$	0.329	\$	2.659	33	Nebraska	\$2.99
	Montana	\$2.99	\$	0.332	\$	2.655	34	North Carolina	\$2.99
35	Ohio	\$3.04	\$	0.385	\$	2.655	35	Wisconsin	\$2.99
	Louisiana	\$2.85	\$	0.200	\$	2.646	36	Montana	\$2.99
	Missouri	\$2.84	\$	0.199	\$	2.645	37	Alabama	\$2.92
38	Colorado	\$2.86	\$	0.220	\$	2.644	38	Wyoming	\$2.91
39	South Carolina	\$2.91	\$	0.267	\$	2.643	39	South Carolina	\$2.91
40	Oklahoma	\$2.83	\$	0.200	\$	2.626	40	Colorado	\$2.86
-	Alabama	\$2.92	\$	0.313	\$	2.606	41	Tennessee	\$2.85
	North Carolina	\$2.99	\$	0.387	\$	2.603	42	Louisiana	\$2.85
	Mississippi	\$2.79	\$	0.187	\$	2.602	43	Missouri	\$2.84
44	Texas	\$2.80	\$	0.200	\$	2.599	44	Kentucky	\$2.84
45	Tennessee	\$2.85	\$	0.274	\$	2.577	45	Oklahoma	\$2.83
46	Kentucky	\$2.84	\$	0.260	\$	2.575	46	Arkansas	\$2.80
47	Indiana	\$3.06	\$	0.497	\$	2.562	47	Kansas	\$2.80
48	Kansas	\$2.80	\$	0.240	\$	2.559	48	Texas	\$2.80
49	Arkansas	\$2.80	\$	0.248	\$	2.551	49	Mississippi	\$2.79
50	Georgia	\$2.74	\$	0.375	\$	2.365	50	Georgia	\$2.74
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Additional Notes: The source for the listed tax information is the American Petroleum Institute, http://www.api.org/oil-and-natural-gas-overview/industry-economics/fuel-taxes. The tax information is current as of January 1, 2022. The source for the listed average pump price for unleaded regular is AAA, http://www.fuelgaugereport.aaa.com/todays-gas-prices/. The fuel price information is current as of December 30, 2022. The pre-state tax price includes a federal gasoline excise tax of \$0.184 per gallon. VST=Variable Sales Tax.

Gas Prices in the State of Idaho

Refined Crude Oil

Produces Many Products





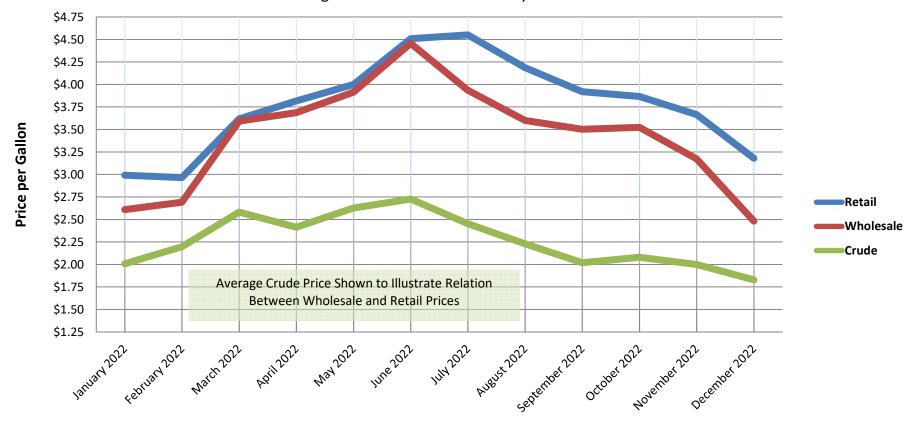
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Source: U.S. Energy Information Administration (EIA), https://www.eia.gov/energyexplained/oil-and-petroleum-products/refining-crude-oil-inputs-and-outputs.php

Gas Prices in the State of Idaho

Wholesale and Retail Prices*

Idaho State Average - All Formulations: January 2022 - December 2022





- * Source: U.S. Energy Information Administration (EIA), Crude: https://www.eia.gov/dnav/pet/pet_pri_spt_s1_d.htm
- * Source: Oil Price Information Service (OPIS)
- * Prices rounded to the nearest cent.
- * Retail prices do not include taxes.
- * Crude price converted from price per barrel to price per gallon (42:1).