

1-19-92 To Bill 21

SENATE FILE **2363**

BY COMMITTEE ON AGRICULTURE

FILED FEB 15 1990

(SUCCESSOR TO LSB 8357SC)

Passed Senate, Date April 12, 1990 Passed House, Date April 12, 1990

Vote: Ayes 49 Nays 0 Vote: Ayes 94 Nays 0

Approved March 26, 1990

*Repealed by Senate on 3/27/90  
3/27/90 (S. 1157)  
1990*

**A BILL FOR**

- 1 An Act relating to commercial weighing and measuring.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23

SF 2363

1 Section 1. Section 215.14, Code 1989, is amended by  
2 striking the section and inserting in lieu thereof the  
3 following:

4 215.14 APPROVAL BY DEPARTMENT.

5 A commercial weighing and measuring device shall not be  
6 installed in this state unless approved by the department.  
7 All livestock scales and pit type scales, regardless of  
8 capacity, installed on or after July 1, 1990, shall have a  
9 clearance of not less than four feet from the finished floor  
10 line of the scale to the bottom of the "I" beam of the scale  
11 bridge. Livestock shall not be weighed on any scale other  
12 than a livestock scale or pit type scale. An electronic  
13 pitless scale shall be placed on concrete footings with  
14 concrete floor. After approval by the department, the  
15 specifications for a commercial weighing and measuring device  
16 shall be furnished to the purchaser of the device by the  
17 manufacturer. The approval shall be based upon the  
18 recommendation of the United States national institute of  
19 standards and technology.

20 Sec. 2. Section 215.23, Code 1989, is amended to read as  
21 follows:

22 215.23 SERVICER'S LICENSE.

23 A servicer shall not install, service, or repair a  
24 commercial weighing or measuring device until the servicer has  
25 demonstrated that the servicer has available adequate testing  
26 equipment, and that the servicer possesses a working knowledge  
27 of all devices the servicer intends to install or repair and  
28 of all appropriate weights, measures, statutes, and rules, as  
29 evidenced by passing a qualifying examination to be conducted  
30 by the department and obtaining a license. The secretary of  
31 agriculture shall establish by rule pursuant to chapter 17A,  
32 requirements for and contents of the examination. In  
33 determining these qualifications, the secretary shall consider  
34 the specifications of the United States national bureau  
35 institute of standards and technology, handbook forty-four,

1 "specifications, tolerances, and technical requirements for  
2 commercial weighing and measuring devices" , or the current  
3 successor or equivalent specifications adopted by the United  
4 States national institute of standards and technology. The  
5 secretary shall require an annual license fee of not more than  
6 five dollars for each license. Each license shall expire one  
7 year from date of issuance.

8 Sec. 3. CHANGE OF NAME.

9 1. Sections 100.19 and 213.2, Code 1989, are amended by  
10 striking from the sections the words "national bureau of  
11 standards" and inserting in lieu thereof the words "United  
12 States national institute of standards and technology".

13 2. Section 210.1, Code 1989, is amended by striking from  
14 the section the words "federal bureau of standards" and  
15 inserting in lieu thereof the words "United States national  
16 institute of standards and technology", and by striking from  
17 the section the words "said bureau" and inserting in lieu  
18 thereof the words "the institute".

19 3. Sections 215.18 and 409.31, Code 1989, are amended by  
20 striking from the sections the words "United States bureau of  
21 standards" or "U. S. bureau of standards" and inserting in  
22 lieu thereof the words "United States national institute of  
23 standards and technology".

24 EXPLANATION

25 This bill relates to commercial weighing and measuring  
26 devices, including livestock scales and pit type scales. The  
27 installation of the scales must be approved by the department  
28 of agriculture and land stewardship based upon recommendations  
29 by the United States national institute of standards and  
30 technology. A livestock scale or pit type scale shall be  
31 installed with a clearance of not less than four feet from the  
32 finished floor line of the scale to the bottom of the "I" beam  
33 of the scale bridge. Livestock shall not be weighed on any  
34 scale other than a livestock or pit type scale. The institute  
35 was formerly known as the national bureau of standards. The

1 bill changes this reference throughout the Code.

2  
3  
4  
5  
6

**SENATE FILE 2363**

**H-5502**

1 Amend Senate File 2363, as passed, by the Senate,

2 as follows:

3 1. Page 2, by inserting after line 23, the  
4 following:

5 "Sec. \_\_\_\_\_"

6 This Act, being deemed of immediate importance,  
7 takes effect upon enactment."

8 2. Title page, line 1, by inserting after the  
9 word "measuring" the following: ", and providing an  
10 effective date".

By MERTZ of Kossuth  
MAY of Worth

1 H-5502 FILED MARCH 2, 1990

*Adopted 3/2/90 (p. 1159)*

1  
1  
1

**HOUSE AMENDMENT TO  
SENATE FILE 2363**

**S-5480**

1 Amend Senate File 2363, as passed, by the Senate,

2 as follows:

3 1. Page 2, by inserting after line 23, the  
4 following:

5 "Sec. \_\_\_\_\_"

6 This Act, being deemed of immediate importance,  
7 takes effect upon enactment."

8 2. Title page, line 1, by inserting after the  
9 word "measuring" the following: ", and providing an  
10 effective date".

RECEIVED FROM THE HOUSE

21 S-5480 FILED MARCH 14, 1990

*Senate Amendment 3/14/90 (p. 1159)*

31  
32  
33  
34  
35

SENATE FILE 2363

AN ACT

RELATING TO COMMERCIAL WEIGHING AND MEASURING, AND PROVIDING  
AN EFFECTIVE DATE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 215.14, Code 1989, is amended by striking the section and inserting in lieu thereof the following:

215.14 APPROVAL BY DEPARTMENT.

A commercial weighing and measuring device shall not be installed in this state unless approved by the department. All livestock scales and pit type scales, regardless of capacity, installed on or after July 1, 1990, shall have a clearance of not less than four feet from the finished floor line of the scale to the bottom of the "I" beam of the scale bridge. Livestock shall not be weighed on any scale other than a livestock scale or pit type scale. An electronic pitless scale shall be placed on concrete footings with concrete floor. After approval by the department, the specifications for a commercial weighing and measuring device shall be furnished to the purchaser of the device by the manufacturer. The approval shall be based upon the recommendation of the United States national institute of standards and technology.

Sec. 2. Section 215.23, Code 1989, is amended to read as follows:

215.23 SERVICER'S LICENSE.

A servicer shall not install, service, or repair a commercial weighing or measuring device until the servicer has demonstrated that the servicer has available adequate testing equipment, and that the servicer possesses a working knowledge of all devices the servicer intends to install or repair and of all appropriate weights, measures, statutes, and rules, as evidenced by passing a qualifying examination to be conducted by the department and obtaining a license. The secretary of agriculture shall establish by rule pursuant to chapter 17A, requirements for and contents of the examination. In determining these qualifications, the secretary shall consider the specifications of the United States national bureau institute of standards and technology, handbook forty-four, "specifications, tolerances, and technical requirements for commercial weighing and measuring devices", or the current successor or equivalent specifications adopted by the United States national institute of standards and technology. The secretary shall require an annual license fee of not more than five dollars for each license. Each license shall expire one year from date of issuance.

Sec. 3. CHANGE OF NAME.

1. Sections 100.19 and 213.2, Code 1989, are amended by striking from the sections the words "national bureau of standards" and inserting in lieu thereof the words "United States national institute of standards and technology".

2. Section 210.1, Code 1989, is amended by striking from the section the words "federal bureau of standards" and inserting in lieu thereof the words "United States national institute of standards and technology", and by striking from the section the words "said bureau" and inserting in lieu thereof the words "the institute".

3. Sections 215.18 and 409.31, Code 1989, are amended by striking from the sections the words "United States bureau of standards" or "U. S. bureau of standards" and inserting in lieu thereof the words "United States national institute of standards and technology".

Sec. 4.

This Act, being deemed of immediate importance, takes effect upon enactment.

---

JO ANN ZIMMERMAN  
President of the Senate

---

DONALD D. AVENSON  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2363, Seventy-third General Assembly.

---

JOHN F. DWYER  
Secretary of the Senate

Approved March 26, 1990

---

TERRY E. BRANSTAD  
Governor