

SENATE FILE 2211
BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO SSB 3133)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to technical requirements applicable to weights
2 and measures, and providing an effective date and for
3 retroactive applicability.

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

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SF 2211
AGRICULTURE

1 Section 1. Section 215.18, Code 2003, is amended to read
2 as follows:

3 215.18 SPECIFICATIONS AND TOLERANCES.

4 1. The specifications, tolerances, and or other technical
5 requirements for commercial, law enforcement, data gathering,
6 and other weighing and measuring devices, as adopted by the
7 national conference on weights and measures and published in
8 the United States department of commerce national institute of
9 standards and technology handbook 44, specifications,
10 tolerances, and other technical requirements for weighing and
11 measuring devices, shall apply to weighing and measuring
12 devices in this state, except insofar as modified or rejected
13 by rule and shall be observed in all inspections and tests.

14 2. The specifications, tolerances, or other technical
15 requirements as adopted in handbook 44 or by rule that apply
16 to the commercial weighing and measuring device on the date
17 that the commercial weighing and measuring device is installed
18 shall continue to apply to that commercial weighing and
19 measuring device. Any subsequently adopted specifications,
20 tolerances, or other technical requirements shall not apply to
21 the commercial weighing and measuring device until it is
22 replaced.

23 Sec. 2. RETROACTIVE APPLICABILITY. This section of this
24 Act applies to a commercial weighing and measuring device
25 installed on a date prior to the effective date of this Act.
26 The specifications, tolerances, or other technical
27 requirements applying to that commercial weighing and
28 measuring device as provided by state law, including as
29 provided in section 215.18, which applied to the commercial
30 weighing and measuring device on the date that it was
31 installed, shall continue to apply to the commercial weighing
32 and measuring device. Any subsequently adopted
33 specifications, tolerances, or other technical requirements
34 shall not apply to the commercial weighing and measuring
35 device until it is replaced.

1 Sec. 3. EFFECTIVE DATE. This Act, being deemed of
2 immediate importance, takes effect upon enactment.

3 EXPLANATION

4 Code section 215.18 provides that the state adopts
5 requirements for commercial weighing and measuring devices as
6 published by the United States department of commerce national
7 institute of standards and technology handbook 44, unless
8 departmental rule provides otherwise.

9 This bill provides that when a commercial weighing and
10 measuring device is installed, the requirements that applied
11 to the device at that time continue to apply until it is
12 replaced, regardless of any subsequently adopted requirements.

13 The provision is made retroactively applicable.

14 The bill takes effect upon enactment.

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Johnson
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Veenstra

SSB# 3133

Agriculture Succeeded By

SENATE FILE _____ (SF) HF 2211

BY (PROPOSED COMMITTEE ON

AGRICULTURE BILL BY

CHAIRPERSON JOHNSON)

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

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