

## Department of Planning and Budget 2008 Fiscal Impact Statement

**1. Bill Number:** HB1122

House of Origin	<u>X</u>	Introduced	<u>  </u>	Substitute	<u>  </u>	Engrossed
Second House	<u>  </u>	In Committee	<u>  </u>	Substitute	<u>  </u>	Enrolled

**2. Patron:** Sickles

**3. Committee:** Agriculture, Chesapeake, and Natural Resources

**4. Title:** **Weights and measures; certified service technicians**

**5. Summary:** The bill clarifies that it is permissible to possess for commercial purposes a weight or measure that has been placed into service by a duly certified service technician.

**6. Fiscal Impact Estimates:** The bill does not have a fiscal impact.

**7. Budget Amendment Necessary:** No.

**8. Fiscal Implications:** Currently, the Virginia Weights and Measures Act (§ 3.1-965, Code of Virginia) prescribes that a weighing or measuring device shall be tested and bear a seal or mark approved by the Commissioner of the Department of Agriculture and Consumer Services, or be exempted from testing, before the device is used for commercial purposes. The language is in conflict with the Weights and Measures Service Agencies and Technicians Law (§ 3.1-969.12, Code of Virginia) which allows the commissioner to accept “placed into service reports” submitted by service agencies as sufficient to meet the statutory testing and inspection requirements for weights and measures devices.

**9. Specific Agency or Political Subdivisions Affected:** Department of Agriculture and Consumer Services.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.

**Date:** 1/24/2008 dpbkbs

**Document:** G:\08 FIS\DACS\HB1122.DOC

cc: Secretary of Agriculture and Forestry