

E AND R AMENDMENTS TO LB 698

Introduced by Larson, 40, Chairperson Enrollment and Review

1 1. Strike the original sections and all amendments
2 thereto and insert the following new sections:

3 Section 1. Section 66-1214, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 66-1214 ~~Commencing January 1, 1986, motor~~ Motor fuel
6 dispensers shall be labeled on both faces with the product identity
7 using the most descriptive terms commercially practicable. In
8 addition, all alcohol-blended fuel dispensers shall have a label
9 stating: With or containing ethanol, methanol, or ethanol and
10 methanol or with similar wording if the motor fuel being dispensed
11 contains ~~one~~ eleven percent or more by volume of alcohol. Any
12 person who owns or controls such a motor fuel dispenser and does
13 not attach the notice required by this section shall be guilty of
14 an infraction.

15 Sec. 2. Section 89-186, Reissue Revised Statutes of
16 Nebraska, is amended to read:

17 89-186 (1) The Legislature hereby adopts by reference the
18 following:

19 (a) The standards of the National Conference on Weights
20 and Measures published in National Institute of Standards and
21 Technology Handbook 44 entitled Specifications, Tolerances, and
22 Other Technical Requirements for Weighing and Measuring Devices as
23 it existed on January 1, 2003, except Section 3.31. Vehicle - Tank

1 meters. UR.2.2. Ticket Printers; Customer Ticket, Section 2.20.
2 Scales, N.3. Minimum Test Weights and Test Loads; and Table 4, are
3 not adopted. In addition to the language found in Section 3.30.
4 Liquid-Measuring Devices, S.1.6.4., S.1.6.5., UR.3.2., and UR.3.3.
5 of such handbook, any computing device in which a product or grade
6 is offered for sale at more than one unit price may also compute
7 at the lowest possible unit price for such transaction. All prices
8 shall still be displayed or posted on the face of the dispenser.
9 Such handbook shall govern all commercial and law enforcement
10 weighing and measuring devices in the state;

11 (b) The Uniform Regulation for the Method of Sale of
12 Commodities of the National Conference on Weights and Measures
13 published in National Institute of Standards and Technology
14 Handbook 130 entitled Uniform Laws and Regulations as it existed
15 on January 1, 2003, except section 2.20.1. Such handbook shall be
16 used to determine the proper units of measurement to be used in the
17 keeping for sale or sale of commodities;

18 (c) The Uniform Packaging and Labeling Regulation of the
19 National Conference on Weights and Measures published in National
20 Institute of Standards and Technology Handbook 130 entitled Uniform
21 Laws and Regulations as it existed on January 1, 2003. Such
22 handbook shall govern the packaging and labeling by weight,
23 measure, or count of commodities kept for sale or sold in this
24 state; and

25 (d) The procedures designated in National Institute of
26 Standards and Technology Handbook 133 entitled Checking the Net
27 Contents of Packaged Goods as it existed on January 1, 2003.

1 (2) Copies of the handbooks adopted by reference in this
2 section shall be filed with the Secretary of State, Clerk of the
3 Legislature, and Department of Agriculture.

4 (3) Whenever there exists an inconsistency between the
5 provisions of the Weights and Measures Act other than this section
6 and any of the handbooks adopted by reference, the requirements of
7 such provisions of the act shall control.

8 Sec. 3. Original sections 66-1214 and 89-186, Reissue
9 Revised Statutes of Nebraska, are repealed.

10 2. On page 1, line 3, strike "eliminate" and insert
11 "change" and after the semicolon insert "to harmonize provisions;".