

Readoption Review

Commercial Weighing and Measuring Devices 410 IAC 12-1

IC 4-22-2.5-3.1(c) requires an agency to conduct a review to consider whether there are alternative methods of achieving the purpose of the rule that are less costly or less intrusive, or that would minimize the economic impact of the proposed rule on small business.

Description of Rule:

This rule sets the standards for compliance with federal requirements for weighing and measuring devices used in commerce throughout the state.

Readoption Analysis:

- 1) **Is there a continued need for this rule? Please explain.**
Yes. This rule incorporates the National Institute of Standards and Technology (NIST) standards necessary to maintain uniform enforcement of weights and measuring devices consistency throughout the 50 states.
- 2) **What is the nature of any complaints or comments received from the public, including small business, concerning the rule or the implementation of the rule by the agency?**
There have been no complaints or comments concerning the rule or implementation of the rule.
- 3) **Examine the complexity of the rule, including difficulties encountered by the agency in administering the rule and small businesses in complying with the rule.**
The rule, while consisting of complex standards for compliance, does not cause difficulties in administering the rule as the weights and measures inspectors are well trained in the rule requirements. The public, including small businesses, use professionals trained in ensuring that weighting and measuring devices are working properly and meeting the standards of the rules.
- 4) **To what extent does the rule overlap, duplicate, or conflict with other federal, state, or local laws, rules, regulations, or ordinances?**
There is no overlap, duplication, or conflict with other federal, state, or local laws, rules, etc.
- 5) **When was the last time the rule was reviewed under this section or otherwise evaluated by the agency, and the degree to which technology, economic conditions, or other factors have changed in the area affected by this rule since that time?**
The last review of this rules was done before the last readoption in 2013.

August 9, 2019