

**Title 2—DEPARTMENT OF
AGRICULTURE
Division 90—Weights, [and] Measures and Consumer Protection
Chapter 1—Organization and Description**

PROPOSED AMENDMENT

2 CSR 90-1.010 General Organization

PURPOSE: This rule complies with section 536.023, RSMo (1986) which requires each agency to adopt as a rule a description of its operation and the method where the public may obtain information or make submissions or requests. Pursuant to HB28 The Land Survey Program was moved from Department of Natural Resources to Department of Agriculture in August 2013.

Editor's Note: The secretary of state has determined that the publication of this rule in its entirety would be unduly cumbersome or expensive. The entire text of the material referenced has been filed with the secretary of state. This material may be found at the Office of the Secretary of State or at the headquarters of the agency and is available to any interested person at a cost established by state law.

(1) The Division of Weights, [and] Measures **and Consumer Protection** is a unit of the Department of Agriculture, state of Missouri. The primary responsibility of this division is to maintain equity in the marketplace. This is accomplished by assuring the accuracy of weighing and measuring devices which are used commercially; monitoring the weighing and measuring practices of buyers and sellers alike to assure accuracy and fair dealing in the exchange of goods and services; establishing requirements for methods and tolerances for moisture-measuring devices; inspecting eggs to insure they meet proper grade standards for quality and size; prohibiting milk sales practices that unfairly divert trade from a competitor; establishing safety standards for handling and use of anhydrous ammonia, liquefied petroleum gases and petroleum products; [and] establishing quality standards for motor fuel; **to restore, maintain and preserve locations of the corners set by the original surveys of the United States public land surveys and their subsequent extensions along with all pertinent field notes, plats and documents; to establish and maintain a record storage and retrieval system for all land survey records in this state; to extend geodetic control surveys to permit general use of the Missouri State Coordinate System; and to prescribe and disseminate regulations to assist in uniform and professional surveying methods and standards.** The division consists of [four (4)] **five (5)** programs to carry out these duties—Metrology Laboratory, Scale/Egg/Milk Program, Petroleum/Propane/An-hydrous Ammonia Program, [and] Grain Moisture Meter Program **and The Land Survey Program.**

(2) The address of the division is 1616 Missouri Boulevard, P.O. Box 630, Jefferson City, MO 65102.

(3) The address of the Land Survey Program is 1251A Gale Drive, PO Box 937, Rolla, MO 65402-0937. Telephone (573) 368-2300.

[(3) The Division of Weights and Measures utilizes the following forms in the course of inspection, laboratory testing and licensing duties: Application for Egg License; Egg Program Stop Sale Form; Egg/Milk Products Inspection Report; Milk Products Distributor License Application; Milk Products Distributor Questionnaire; Milk Products Distributor's Worksheet; Milk Products Processor License Application; Milk Products Processor's Worksheet; Fuel Quality Complaint/Violation Form; Official Motor Fuel Quality Inspection; Official Motor Fuel Quality Inspection— Follow Up Report; Petroleum Laboratory—Alcohol Test; Petroleum Laboratory—API Gravity; Petroleum Laboratory— Calculate Cetane Index; Petroleum Laboratory—Flash Point Test; Petroleum Laboratory—Lead in Unleaded Gasoline Test; Petroleum Laboratory— Reid Vapor Pressure; Petroleum Laboratory—Saybolt Color; Petroleum Laboratory— Water and Sediment Test; Petroleum Laboratory—Water Tolerance Test; Alcohol Detection Test Report; Distillation Test Report Form; Octane Run Sheet, Octane Test Report; Toluene Standardization Report; Stop Sale Notice; Fuel Quality Program—Stop Sale Tag; Refined Fuels Broken Seal Report; Refined Fuels Truck and Meter Test Report; Refined Fuels Truck and Meter Correction; Terminal Meter Calibration Report—A; Terminal Meter Calibration Report—B; Terminal Test Conclusions; Serviceman Registration Application for Installation and Service of Weighing and Measuring Devices; Refined Fuels Serviceman Registration Card; Refined Fuels Rejection Tag; Service Station Broken Seal Report; Gas Pump Inspection Form; Pump Correction Form; LPG Rejection Tag; LPG Broken Seal Report; Mobile Home Safety Inspection Form; LP Gas/Anhydrous Ammonia Inspection Form; Application For LP Gas System Installation; Official Accident Inspection Form; Official Inspection For Bulk Storage Plant, Industrial Consumer Plant, Bottled Gas Filling Facility and Commercial System with Large Storage; Gas Dispensing Devices Registration Application; Registration Application Form— Installers and Services; Registration Application Form—Bulk Storage Plant Operators and General LP Gas Sales and Service Business; Registration Application Form—LP Gas Transporter; LP Gas Inspection Authority Registration Certificate; Official School Bus Inspection—LPG Carburetion System; LP Gas System Annual Pressure Test Report; LP Gas Inspection Authority—Statement for Money Due; LP Gas Meter Testing Money Report; LPG Truck and Meter Test Report; LPG Motor Fuel]

[Conversion Report for Official Decal; Scale Reject Tag; Scale Inspection Report/Fee Invoice; Scale Test Report; Livestock Scale Test Report; Hopper Scale Test Report; Weekly Activity Report—Scales, Milk and Eggs; Weekly Activity Report; Placing in Service and/or Report of Scale Sale; Package Checking Report; Random Pack Report; Stop Sale/Use Order; Taximeter Test Report; Worksheet for Packages Labeled by Liquid Volume; Inter-Office Report; General Inspection Report/Request; Servicemen Registration Card; Recording Sheet For Weights Tolerance Testing; Recording Sheet for Weighing—Transportation, Substitution and Tolerance Testing; Metrology Calibration Statement; Certificate of Test—Volumetric Standards; Certificate of Test—Field Standards; Certificate of Test—Test Weights—Class S; Certificate of Test—Test Weights—Class F; Certificate of Test—Linear Measures; Certificate of Test—Tuning Forks; Moisture Meter Registration; Moisture-Measuring Device Registration Certificate; Moisture Meter Field Test Report; Moisture Meter Work Sheet; Moisture Meter Placing in Service Report; Weekly Activity Report—Moisture Meter Program; Laboratory Oven Test and Meter Comparison Form; Moisture Meter Daily Adjustment Sheet; Moisture Meter Inspectors Intercomparison Report; Moisture Meter Laboratory Meters Report; and Moisture Meter Program— Laboratory Oven Test and Meter Comparison.]

AUTHORITY: section 536.023, RSMo 1986. This rule was previously filed as 2 CSR 40-1.010. Original rule filed April 9, 1976, effective July 15, 1976. Rescinded and readopted: Filed Nov. 9, 1981, effective Feb. 11, 1982. Rescinded: Filed Oct. 10, 1982, effective Jan. 13, 1983. Readopted: Filed May 17, 1988, effective Aug. 11, 1988. Amended: Filed April 17, 1990, effective June 28, 1990.*

**Original authority: 536.023, RSMo 1975, amended 1976, 1997.*

LAND SURVEY AUTHORITY: section 60.510(7), RSMo 1986.* Original rule filed June 14, 1976, effective Nov. 15, 1976.

****Original Land Survey Authority: 60.510, RSMo 1969.***

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Missouri Department of Agriculture, Weights, Measures and Consumer Protection Division, Mr. Ronald G. Hayes, Division Director, PO Box 630, Jefferson City, MO 65102. Hand carried copies may be delivered to the Missouri Department of Agriculture, Weights, Measures and Consumer Protection Division, Mr. Ronald G. Hayes, Division Director, 1616 Missouri Blvd., Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.