Department of Commerce

Proposed Expedited Rules Modifying Certain NIST Handbook References

7601.1000 NIST HANDBOOK 44 INCORPORATED BY REFERENCE.

Subpart 1. **NIST Handbook 44 ~~(2019)~~ (2025).** Weighing and measuring equipment manufactured, offered, or exposed for sale or sold or given away for use in trade or commerce in Minnesota must conform to the requirements and specifications of NIST Handbook 44. NIST Handbook 44 ~~(2019)~~ (2025), "Specifications, Tolerances, and Other Technical Requirements for Weighing and Measuring Devices," as adopted by the ~~103rd~~ 109th National ~~Conference~~ Council on Weights and Measures and published by the United States Department of Commerce, National Institute of Standards and Technology, is incorporated by reference subject to the following exceptions:

A. If NIST Handbook 44 ~~(2019)~~ (2025) contains any provisions contrary to the laws of Minnesota, or contrary to any rule, except part 7601.1000, of the Minnesota Department of Commerce, Minnesota law and department rules govern and supersede contrary provisions of NIST Handbook 44.

B. The sentence of NIST Handbook 44 ~~(2019)~~ (2025), section 2.20 Scales, specification S.1.8.4., stating that "Unit price displays visible to the customer shall be in terms of single whole units of weight and not in common or decimal fractions of the unit" is deleted.

~~C. The specification S.1.2.2.2., section 2.20 Scales, does not apply.~~

~~D.~~ C. The director shall not enforce specifications and user requirements in NIST Handbook 44 ~~(2019)~~ (2025) that would require owners of motor fuel dispensers to install equipment capable of allowing the customer to select the unit price. These requirements are contained in section 3.30 Liquid-Measuring Devices, specification S.1.6.4.1., specification S.1.6.5., specification S.1.6.5.4., and user requirement UR.3.3.

~~E.~~ D. The specification S.2.4., and user requirements UR.2.2 and UR.2.6.1, in section 3.31 Vehicle-Tank Meters of NIST Handbook 44 ~~(2019)~~ (2025) do not apply.

Subp. 2. **Handbook availability, location.** NIST Handbook 44, as ~~adopted~~ incorporated by reference in subpart 1, is available to the public at the Minnesota State Law Library, Minnesota Judicial Center, 25 Rev. Dr. Martin Luther King Jr. Blvd., Saint Paul, Minnesota, 55155, and is not subject to frequent change.