

Instructions for Completing the Report

For items designated **Voting** by NCWM:

- Express regional support as written
- Express regional support with recommended modifications
- Express regional opposition or concern and a recommendation to downgrade to Informational, Developing, or Withdrawn, **OR**
- Take no regional position on the item.

For items designated **Informational, Assigned** or **Developing**:

- Provide comments and suggestions to improve the item and, if appropriate, recommend a status change,
- Recommend the item be withdrawn with justification, **OR**
- Indicate that the item was reviewed and there were no comments.

For **New Items** which have no assigned status:

- Forward the item to NCWM with comments and recommended status of Voting, Informational, Assigned, Developing, **OR**
- Do not forward to NCWM and provide justification for this action. In this instance, you will recommend a Withdrawal of the item in case it was forwarded to NCWM by another region, **OR**
- Select the final option of “No Recommendation”. This option is used when the region lacks insight on whether the proposal has merit. The proposal will not be forwarded to NCWM by your region.

1. Provide the recommendation to NCWM for each item along with comments to appear in NCWM Publication 15.
2. If your region receives any additional new items after this agenda was distributed, copy an item template and paste as needed at the end of this report to record them.
3. You may update the Table of Contents:
 - a. Right-click inside the Table of Contents
 - b. Select “Update Field”
 - c. If prompted, select “Update entire table”
4. To indicate recommended item status:
 - a. Double-click square next to desired status
 - b. Under “Default value” select Checked
 - c. Select OK
5. Make any corrections to the committee chair (on the first page) and the committee members (listed at the end of the report).
6. If you find any errors in the document, please submit a separate copy to don.onwiler@ncwm.com with track changes.

Return final reports as soon as possible to don.onwiler@ncwm.com. Your reports will be posted on the regional website.

CWMA Laws and Regulations (L&R) Committee 2022 Annual Meeting Report

Mr. Mike Harrington, Committee Chair
Iowa

INTRODUCTION

The L&R Committee will address the following items in Table A during the Interim Meeting. Table A identifies the agenda items by reference key, title of item, page number and the appendices by appendix designations. The headings and subjects apply to *Handbook 44 Specifications, Tolerances, and Other Technical Requirements for Weighing and Measuring Devices, 2020 Edition*. The first three letters of an item's reference key are assigned from the Subject Series List. The next 2 digits represent the year the item was introduced. The acronyms for organizations and technical terms used throughout the agenda are identified in Table B. In some cases, background information will be provided for an item. The fact that an item appears on the agenda does not mean it will be presented to the National Conference on Weights and Measures (NCWM) for a vote. The Committee will review its agenda and may withdraw some items, present some items for information meant for additional study, issue interpretations, or make specific recommendations for change to the publications identified, which will be presented for a vote at the Annual Meeting. The Committee may also take up routine or miscellaneous items brought to its attention after the preparation of this document. The Committee may decide to accept items for discussion that are not listed in this document, providing they meet the criteria for exceptions as presented in NCWM Policy 3.1.4. Handbooks, *Procedures to Modify Handbooks*. The Committee has not determined whether the items presented will be Voting or Informational in nature; these determinations will result from their deliberations at the Interim Meeting.

An "Item under Consideration" is a statement of proposal and not necessarily a recommendation of the Committee. Suggested revisions are shown in **bold face print** by ~~striking out~~ information to be deleted and underlining information to be added. Requirements that are proposed to be nonretroactive are printed in *bold faced italics*.

In some cases, there may be proposed changes affecting multiple model laws or regulations that share the same purpose or proposed changes to one model law or regulation may be dependent on the adoption of proposed changes to another. The Committee may group such items into "Blocks" to facilitate efficient handling for open hearings and voting. These blocks are identified in Committee's agenda.

All sessions are open to registered attendees of the conference. If the Committee must discuss any issue that involves proprietary information or other confidential material; that portion of the session dealing with the special issue may be closed if (1) the Chairman or, in his absence, the Chairman-Elect approves; (2) the Executive Director is notified; and (3) an announcement of the closed meeting is posted on or near the door to the meeting session and at the registration desk. If possible, the posting will be done at least a day prior to the planned closed session.

Note: It is policy to use metric units of measurement in publications; however, recommendations received by NCWM technical committees and regional weights and measures associations have been printed in this publication as submitted. Therefore, the report may contain references to inch-pound units

Subject Series List

Handbook 130 – General	GEN Series
Uniform Laws	
Uniform Weights and Measures Law	WAM Series
Uniform Weighmaster Law	WMR Series
Uniform Fuels and Automotive Lubricants Inspection Law	FLL Series
Uniform Regulations	
Uniform Packaging and Labeling Regulation	PAL Series
Uniform Regulation for the Method of Sale of Commodities	MOS Series
Uniform Unit Pricing Regulation	UPR Series
Uniform Regulation for the Voluntary Registration of Servicepersons and Service Agencies for Commercial Weighing and Measuring Devices	RSA Series
Uniform Open Dating Regulation	ODR Series
Uniform Regulation for National Type Evaluation	NTP Series
Uniform Fuels and Automotive Lubricants Regulation	FLR Series
Examination Procedure for Price Verification.....	PPV Series
NCWM Policy, Interpretations, and Guidelines.....	POL Series
Handbook 133	NET Series
Other Items	OTH Series

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Glossary of Acronyms and Terms

Acronym	Term	Acronym	Term
ASTM	ASTM International	NEWMA	Northeastern Weights and Measures Association
API	American Petroleum Institute	NIST	National Institute of Standards and Technology
CFR	Code of Federal Regulations	NCWM	National Conference on Weights and Measures
CWMA	Central Weights and Measures Association	OWM	Office of Weights and Measures
FALS	Fuels and Lubricants Subcommittee	PALS	Packaging and Labeling Subcommittee
FDA	Food and Drug Administration	S&T	Specifications and Tolerances
FTC	Federal Trade Commission	SAE	SAE International
HB	Handbook	SWMA	Southern Weights and Measures Association
ILMA	Independent Lubricant Manufacturers Association	UPLR	Uniform Packaging and Labeling Regulation
L&R	Laws and Regulations	USDA – FSIS	U.S. Department of Agriculture – Food Safety and Inspection Service
LPG	Liquefied Petroleum Gas	USNWG	U.S. National Work Group
MAV	Maximum Allowable Variation	WWMA	Western Weights and Measures Association

Details of All Items
(In order by Reference Key)

WAM – UNIFORM WEIGHTS AND MEASURES LAW

WAM-22.2 W Section 11. Powers and Duties of the Director.

CWMA Report: WAM-22.2
<p>Regional recommendation to NCWM on item status:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input checked="" type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>
<p>Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i></p> <p>Lisa Warfield, NIST Technical advisor recommend this item be downgraded to Developing status or Assigned to the Cannabis Task Group to obtain additional information that OWM has recommended in their analysis. She further stated that as a non-regulatory metrology institute, NIST defers to federal agencies with regulatory authority under the Controlled Substances Act (CSA) for the scheduling of drugs or other substances. NIST does not have a policy role related to the production, sale, distribution, or use of cannabis (including hemp and marijuana) but remains committed to providing technical assistance to the weights and measures community. The NIST OWM has provided key technical points for the community to consider in its deliberations of cannabis-related proposals and are intended to encourage technical sound application of legal metrology laws, regulations and practices to the measurement and sale of these products.</p> <p>With that in mind, Ms. Warfield stated that this regulation is written with permissive language in Section 11. Powers and Duties of the Directors. The permissive language should be replaced with language such as “For those states that have authority to regulate cannabis and cannabis-containing products the Director shall... (as opposed to may....)”. Duplicative language in multiple sections should be stricken. Ms. Warfield asked if this item is adopted in states where cannabis is not legal, would it create an issue if a state adopts a separate regulation in its entirety. Finally, this language provides for areas and procedures for the measurement of potency, and measurement of water activity. Currently there are no documented test procedures in NIST HB 133 that provide inspectors with procedures for these areas. As addressed in the NIST OWM’s Technical Analysis, in general, weights and measures inspectors do not enforce ingredient, potency, drug content, safety labeling, and water activity on other products in the marketplace. She believes the Cannabis TG should develop language on the measurement of cannabis potency and water activity for inclusion into NIST HB133.</p> <p>Doug Musick, Kansas, commented that W&M does enforce ingredients in fuel. He believes this item needs more work. Charlie Stutesman, Kansas, commented that he believes this proposal sets a precedent that would allow each product to have its own section and additionally a jurisdictional issue. He believes this item should be withdrawn because it does not belong in Handbook 133. Konrad Crockford, North</p>

Dakota believes this item should either be downgraded or withdrawn because North Dakota does not have the experience within their weights and measures program to regulate quality for this item. Ms. Warfield further commented that states’ packaging and labeling regulations already cover labeling and net contents.

The Committee recommends this item be withdrawn because it is unnecessary to be explicit for cannabis. State agencies already have authority through the current powers and duties within state regulations.

PAL – UNIFORM PACKAGING AND LABELING REGULATION

PAL-22.3 V Section 8.2. Calculation of Area of Principal Display Panel for Purposes of Type Size.

CWMA Report: PAL-22.3
<p>Regional recommendation to NCWM on item status:</p> <p> <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i> </p>
<p>Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i></p> <p>Lisa Warfield, NIST Technical Advisor believes this item is fully developed but there are some minor formatting errors as follows:</p> <ul style="list-style-type: none"> Under Section 8.2. subsections (a), (b), and (c) are reflected as new (bold/underscore). These subsections currently appear in NIST Handbook 130. <p>On page 46 the new language reflected in Subsection C (lines 22-23) that starts with “Determination of the principal display panel shall...” is language that currently exists within the handbook. The language that is being added is “See Figure 5. Other Shaped Containers.”</p> <p>The Committee recommends this item remain a Voting item with the above editorial changes.</p>

MOS – UNIFORM REGULATION FOR THE METHOD OF SALE OF COMMODITIES

MOS-22.3 V Section 2.4. Fireplace and Stove Wood.

CWMA Report: MOS-22.3
<p>Regional recommendation to NCWM on item status:</p> <p> <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda </p>

<input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>
Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i> No comments were heard on this item. The Committee believes this item is fully developed and should remain as a Voting item.

MOS-22.4 V Section 2.16. Compressed or Liquefied Gasses in Refillable Cylinders.

CWMA Report: MOS-22.4
Regional recommendation to NCWM on item status: <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>
Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i> Lisa Warfield, NIST Technical Advisor recommends the purpose statement be updated to read, “Update the Method of Sale of Commodities Regulation, Section 2.16. Compressed or Liquefied Gases in Refillable Cylinders to align with new federal requirements except for the allowable differences for tare weight, which will be addressed pending the outcome of the 2022 NCWM National LPG Survey. In addition, update and clarify terms of unit representations and how to determine volumes of compressed or liquified gases. Ms. Warfield also commented that the NCWM National Survey on 20-lb LPG Cylinders was completed at the end of April. Reports from states/counties have been sent to our NIST statistician, who is analyzing and summarizing the data. A final report is expected to be available by the end of the summer. USDOT is in discussion their Chief Counsel’s office whether they believe DOT’s allowable difference between the stamped TW and actual tare will preempt current HB130 requirements found in the Method of Sale. Based on the outcome, NCWM is prepared to submit a petition to DOT to have the allowable differences reconsidered based on NCWM data from its national survey and current states’ laws that have been in effect for over 30 years. The Committee concurs that the purpose statement be updated to read, “Update the Method of Sale of Commodities Regulation, Section 2.16. Compressed or Liquefied Gases in Refillable Cylinders” to align with new federal requirements except for the allowable differences for tare weight, which will be

addressed pending the outcome of the 2022 NCWM National LPG Survey. In addition, update and clarify terms of unit representations and how to determine volumes of compressed or liquified gases.

MOS-20.5 V Section 2.21. Liquefied Petroleum Gas

CWMA Report: MOS-20.5
<p>Regional recommendation to NCWM on item status:</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>
<p>Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i></p> <p>Lisa Warfield, NIST Technical Advisor commented that a typical packaging change is adopted with a three-year lead time from the date of adoption. The Committee believes this item is fully developed and should remain as a Voting status item and also recommends the three-year implementation suggestion.</p>

MOS-22.5 V Section 2.31.2.1. Labeling of Grade Required. and 2.31.2.2. EPA Labeling Requirements Also Apply.

CWMA Report: MOS-22.5
<p>Regional recommendation to NCWM on item status:</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>
<p>Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i></p> <p>Chuck Corr, Iowa RFA submitted amended language for consideration by the Committee and the Central Region. Lisa Warfield asked if these changes were truly editorial in nature. Mike Harrington, Iowa commented that he supports the amended changes. Doug Musick, Kansas commented that he believes it should be voted on at NCWM and if this is too big of a change that it should be downgraded. Also, the item could be amended from the floor. Charlie Stutesman, Kansas supports Mr. Corr’s comments, and believes all that has been done from the original proposal is non-technical and should move forward as a voting item with Mr. Corr’s amended changes. Loren Minnich, Kansas asked if this would change or only clarify the regulation. Kristy Moore, Growth Energy commented that we don’t mention other fuels such as biomass-based diesel, and a Form 15 should be submitted to do so. Mr. Corr commented he believes adding new fuels to the section should be included in next steps.</p>

The Committee supports this item as it appears on the agenda and acknowledges Mr. Corr's presentation on amended changes. There were concerns as to whether or not the new language presented was editorial or technical in nature. The proposed amended language is included as a supporting document to this report.

NET – HANDBOOK 133: CHECKING THE NET CONTENT OF PACKAGED GOODS

NET-20.2 W Section 4.5. Polyethylene Sheeting, Bags and Liners.

NET-22.2 A 3. X. Volumetric Test Procedure for Viscous and Non-Viscous Liquids by Portable Digital Density Meter.

CWMA Report: NET-22.2	
Regional recommendation to NCWM on item status:	
<input type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input checked="" type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>	
Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i>	
<p>Mr. Ron Hayes the item's submitter asked Mr. Upschulte to read an update during Open Hearings. Mr. Hayes believes this proposal is fully developed and has been working with NIST to address their suggestions and concerns. Lisa Warfield, NIST Technical Advisor commented that the item should be deescalated to Developing status or as an Assigned item to a task group through NCWM to collect data to verify accuracy and consistency of measuring devices. She stated that the use of this equipment has great potential to facilitate testing in package checking as well as other weights and measures inspection areas but that for it to be used in regulatory action it is essential to validate the traceability of measurements made using the equipment. Lastly, Ms. Warfield stated that the title to this section is incorrect and should read <i>3.X. Gravimetric Test Procedure for Viscous and Non-Viscous Liquids by Portable Digital Density Meter</i>. Charlie Stutesman, Kansas commented that if the item is deescalated, the committee should recommend what still needs developed. He believes if the submitter feels the item is ready for voting status, it should be voted up or down. On the other hand, he would also support the formation of a task group at the national level. Ivan Hankins, Iowa commented that he agrees with Mr. Stutesman and believes the voting status should remain on this item.</p> <p>The Committee discussed this item at length and believes digital density meters are currently and will continue to be useful devices in weights and measures inspections. The Committee believes this item can be strengthened by increasing data for validation and thinks assigning the item to a task force could be beneficial to finish development of this item.</p>	

FLR - UNIFORM FUELS AND AUTOMOTIVE LUBRICANTS REGULATION

FLR-20.5 W Section 2.1.2.(a). Gasoline-Ethanol Blends.

OTH – OTHER ITEMS

OTH-22.1 I Uniform Regulation for E-commerce Products

CWMA Report: OTH-22.1
<p>Regional recommendation to NCWM on item status:</p> <p> <input type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input checked="" type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i> </p>
<p>Comments and justification for the regional recommendation to NCWM: (This will appear in NCWM reports)</p> <p>Chris Guay, chair of the task force, commented that the item is fully developed, and he believes the item needs to be reclassified as Informational because the item has Assigned status and no one from industry has been able to comment on it during open hearings. Lisa Warfield, NIST Technical Advisor commented that there is additional information regarding this item in Publication 16. Charlie Stutesman, Kansas commented that he believes the item should be escalated as a voting item so it can be discussed and vetted throughout the fall regional meetings. Mr. Guay commented that he believes the item should be made Informational rather than Voting because there has not been the opportunity for companies to come forward and speak to the model regulation.</p> <p>The Committee recommends this item be classified as an Informational item to all more input from industry, particularly during open hearings.</p>

OTH-07.1 D Fuels and Lubricants Subcommittee

CWMA Report: OTH-07.1
<p>Regional recommendation to NCWM on item status:</p> <p> <input type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input checked="" type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i> </p>
<p>Comments and justification for the regional recommendation to NCWM: (This will appear in NCWM reports)</p> <p>Kristy Moore, Growth Energy commented that she believes someone from the Central region should lead FALS since the current chair has resigned.</p>

OTH-11.1 D Packaging and Labeling Subcommittee

CWMA Report: OTH-11.1
<p>Regional recommendation to NCWM on item status:</p> <p> <input type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input checked="" type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i> </p>
<p>Comments and justification for the regional recommendation to NCWM: (This will appear in NCWM reports)</p> <p>Chris Guay, CGGC Consulting commented that the subcommittee will be focusing more on guidance documents rather than model language in the future.</p>

ITEM BLOCK 1 (B1) V HB 130, UPLR, SEC. 2.8. MULTIUNIT PACKAGE. HB 133 MODIFY “SCOPE” FOR CHAPTERS 2 – 4, ADD A NOTE FOLLOWING SECTIONS 2.3.7.1. AND 2.7.3., CREATE A CHAPTER 5. SPECIALIZED TEST PROCEDURES AND HB133 APPENDIX F. GLOSSARY

B1: PAL-19.1 V Section 2.8. Multiunit Package

CWMA Report: B1: PAL-19.1
<p>Regional recommendation to NCWM on item status:</p> <p> <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i> </p>
<p>Comments and justification for the regional recommendation to NCWM: (This will appear in NCWM reports)</p> <p>No comments were heard.</p>

B1: NET-19.1 V Section 1.2.4. Maximum Allowable Variation

CWMA Report: B1: NET-19.1
<p>Regional recommendation to NCWM on item status:</p> <p> <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i> </p>
<p>Comments and justification for the regional recommendation to NCWM: (This will appear in NCWM reports)</p> <p>No comments were heard.</p>

B1: NET-19.2 V Sections 2.1. Scope, 3.1. Scope, 4.1. Scope, 2.3.7.1. Maximum Allowable Variation (MAV) Requirement, and Section 2.7.3. “Evaluation of Results – Compliance Determinations”

CWMA Report: B1: NET-19.2
<p>Regional recommendation to NCWM on item status:</p> <p> <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i> </p>
<p>Comments and justification for the regional recommendation to NCWM: (This will appear in NCWM reports)</p> <p>No comments were heard.</p>

B1: NET-19.3 V Create a Chapter 5. Specialized Test Procedures

CWMA Report: B1: NET-19.3
<p>Regional recommendation to NCWM on item status:</p> <p> <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda </p>

<p><i>(To be developed by an NCWM Task Group or Subcommittee)</i></p> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i>
<input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i>
<input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>
<p>Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i></p> <p>No comments were heard.</p>

B1: NET-19.4 V Appendix F. Glossary

<p>CWMA Report: B1: NET-19.4</p>
<p>Regional recommendation to NCWM on item status:</p> <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>
<p>Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i></p> <p>No comments were heard.</p>

ITEM BLOCK 2 (B2) V COMMERCIAL AND LAW ENFORCEMENT EQUIPMENT

B2: WAM-22.1 V Section 1.11. Commercial and Law-Enforcement Equipment.

<p>CWMA Report: WAM-22.1</p>
<p>Regional recommendation to NCWM on item status:</p> <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i>

<input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>
Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i> No comments were heard on this item.

B2: NTP-22.1 V Section 2.15. Commercial and Law Enforcement Equipment.

CWMA Report: B2: NTP-22.1
Regional recommendation to NCWM on item status: <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>
Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i> No comments were heard on this item.

ITEM BLOCK 3 (B3) CANNABIS

B3: PAL-22.1 V Section 2. Definitions 2.XX Cannabis and Cannabis-Containing Products.

CWMA Report: B3: PAL-22.1
Regional recommendation to NCWM on item status: <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>
Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i>

Lisa Warfield, NIST Technical Advisor recommends this as a Developing item or Assigned to the Cannabis Task Group to obtain additional information that OWM has recommended in the analysis. She read the following statement from NIST OWM.

“Cannabis” Statement from NIST OWM:

As a non-regulatory metrology institute, NIST defers to federal agencies with regulatory authority under the Controlled Substances Act (CSA) for the scheduling of drugs or other substances. NIST does not have a policy role related to the production, sale, distribution, or use of cannabis (including hemp and marijuana).

While the 2018 Farm Bill removed hemp from the list of controlled substances under Schedule 1 of the CSA, marijuana remains on that list. NIST must respect that distinction even as it exercises its statutory authority to develop and disseminate national weights and measures standards for the production, distribution, and sale of products in the commercial marketplace.

NIST remains committed to providing technical assistance to the weights and measures community. OWM has provided key technical points for the community to consider in its deliberations of cannabis-related proposals, and OWM would be happy to provide any necessary clarification. OWM comments are intended to encourage technically sound application of legal metrology laws, regulations, and practices to the measurement and sale of these products.

B3: PAL-22.2 V Section 10. Requirements, 10.XX Cannabis and Cannabis-Containing Products.

CWMA Report: B3: PAL-22.2
<p>Regional recommendation to NCWM on item status:</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>
<p>Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i></p> <p>Lisa Warfield, NIST Technical Advisor commented on the following:</p> <p>PAL 22.2 Section 10 Requirements Exemptions 10.XX Cannabis and Cannabis Containing Products</p> <p>After reviewing the 2022 Interim L&R Report OWM is recommending formatting changes that are easier to follow and apply. This also corrected some of the grammar (e.g., line 14 states “less that”). In (b) is uses the term “marketed”, a proper term would be “of the labeled cannabinoid.”</p>

The Committee discussed Ms. Warfield’s suggested changes and recommends the item remain a Voting item with the following revisions to the version appearing on the current agenda:

10.XX. Cannabis and Cannabis-Containing Products – Any Cannabis or Cannabis-containing products intended for human or animal consumption or application, shall bear appear on the outside of the package the following information:

(a) On the principal display panel

- (1) (i) The a statement “Contains Cannabis”;**
- (2) (ii) The a statement with either “contains less than 0.3 % total delta-9 THC” or “contains 0.3 % or more total delta-9 THC”; and**

(b) On the back or side panel

- (1) a declaration of the marketed labeled cannabinoid per serving or application; and**
- (2) the quantity declaration shall be in terms of milligrams.**

B3: MOS-22.2 V Section 1.XX. Cannabis and Cannabis-Containing Products and 2.XX. Cannabis and Cannabis-Containing Products.

CWMA Report: B3: MOS-22.2
Regional recommendation to NCWM on item status:
<input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>
Comments and justification for the regional recommendation to NCWM: (This will appear in NCWM reports)
No comments were heard on this specific item.

B3: NET-22.1 A HB133, Section 1.2.6. Deviations Caused by Moisture Loss or Gain and Section 2.3.8. Table 2-3 Moisture Allowances.

CWMA Report: B3: NET-22.1
Regional recommendation to NCWM on item status:

<input type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input checked="" type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>
Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i> No comments were heard specific to this item.

ITEM BLOCK 4 (B4) V EPA CFR REFERENCE UPDATES

B4: MOS-22.1 V Section 2.20.2. Documentation for Dispenser Labeling Purposes. and 2.20.3. EPA Labeling Requirements.

CWMA Report: B4: MOS-22.1.
Regional recommendation to NCWM on item status: <input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda <input type="checkbox"/> Recommend as an Information Item on the NCWM agenda <input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i> <input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i> <input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i> <input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i>
Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i> Chuck Corr, Iowa Renewable Fuels Association provided some revisions to the proposal for the Committee to consider. Charlie Stutesman, Kansas commented that he agrees that including the full title of sections of the CFR in the model regulation is helpful. He supports moving forward with the item with the revisions Mr. Corr has proposed. Konrad Crockford, North Dakota, agrees with the amended changes. Russ Lewis, Marathon Petroleum commented that if this amended language slows down adoption of this that it not be included. Kristy Moore, Growth Energy commented that she is opposed to putting EPA regulation in state code but has no objections to these amended changes. The Committee recommends this item remain a Voting item as it is presented in the agenda. Mr. Corr’s proposed amended language will be submitted as a supporting document to this report for consideration at a later date.

B4: FLR-22.1 V Sections 2.1.2. Gasoline-Ethanol Blends., 3.2.5. Documentation for Dispenser Labeling Purposes, and 3.2.6. EPA Labeling Requirements.

CWMA Report: B4: FLR-22.1

<p>Regional recommendation to NCWM on item status:</p> <p><input checked="" type="checkbox"/> Recommend as a Voting Item on the NCWM agenda</p> <p><input type="checkbox"/> Recommend as an Information Item on the NCWM agenda</p> <p><input type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i></p> <p><input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i></p> <p><input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i></p> <p><input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i></p>
<p>Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i></p> <p>No comments were heard specific to this item.</p>

ITEM BLOCK 6 (B6) A TRANSMISSION FLUID

B6: MOS-21.1. A Section 2.36.2. Labeling and Identification of Transmission Fluid

<p>CWMA Report: B6: MOS-21.1.</p>	
<p>Regional recommendation to NCWM on item status:</p> <p><input type="checkbox"/> Recommend as a Voting Item on the NCWM agenda</p> <p><input type="checkbox"/> Recommend as an Information Item on the NCWM agenda</p> <p><input checked="" type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i></p> <p><input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda <i>(To be developed by source of the proposal)</i></p> <p><input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i></p> <p><input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i></p>	
<p>Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i></p> <p>No comments were heard.</p>	

B6: FLR-21.2. A Section 3.14.1. Labeling and Identification of Transmission Fluid

<p>CWMA Report: B6: FLR-21.2.</p>	
<p>Regional recommendation to NCWM on item status:</p> <p><input type="checkbox"/> Recommend as a Voting Item on the NCWM agenda</p> <p><input type="checkbox"/> Recommend as an Information Item on the NCWM agenda</p> <p><input checked="" type="checkbox"/> Recommend as an Assigned Item on the NCWM agenda <i>(To be developed by an NCWM Task Group or Subcommittee)</i></p> <p><input type="checkbox"/> Recommend as a Developing Item on the NCWM agenda</p>	

<p><i>(To be developed by source of the proposal)</i></p> <p><input type="checkbox"/> Recommend Withdrawal of the Item from the NCWM agenda <i>(In the case of new proposals, do not forward this item to NCWM)</i></p> <p><input type="checkbox"/> No recommendation from the region to NCWM <i>(If this is a new proposal, it will not be forwarded to the national committee by this region)</i></p>
<p>Comments and justification for the regional recommendation to NCWM: <i>(This will appear in NCWM reports)</i></p> <p>No comments were heard.</p>

Mr. Mike Harrington, Iowa | Committee Chair
Mr. Ron DePouw, Wisconsin | Member
Ms. Sandy Wyss, Missouri | Member
Ms. Rebecca Richardson, Clean Fuels Alliance America | AMC Representative
Mr. Doug Rathbun, Illinois | NCWM Representative

Laws and Regulations Committee