

## Chapter 1036

H.B. No. 1730

1 AN ACT  
2 relating to certification of the state's primary standards of  
3 weights and measures.

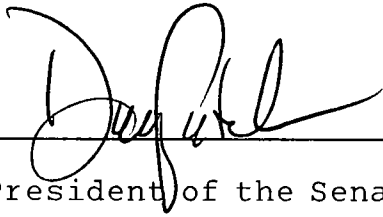
4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 13.113(b), Agriculture Code, is amended  
6 to read as follows:

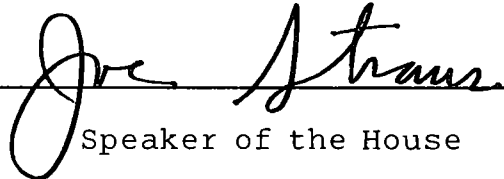
7 (b) The department shall maintain the primary standards in a  
8 safe and suitable place in the offices of the department. The  
9 standards may not be moved except for repairs or  
10 certification. The department shall maintain the standards in  
11 good order and shall submit them to the National Institute of  
12 Standards and Technology or to a laboratory approved by the  
13 National Institute of Standards and Technology for certification as  
14 required to maintain recognition of the department's metrology  
15 laboratory [~~at least once each 10 years~~].

16 SECTION 2. This Act takes effect immediately if it receives  
17 a vote of two-thirds of all the members elected to each house, as  
18 provided by Section 39, Article III, Texas Constitution. If this  
19 Act does not receive the vote necessary for immediate effect, this  
20 Act takes effect September 1, 2017.

H.B. No. 1730

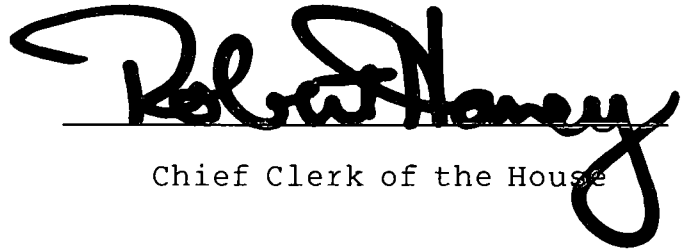


President of the Senate



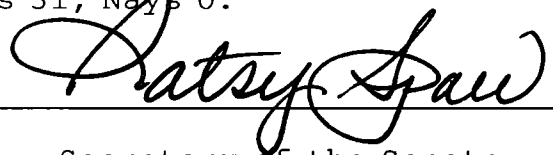
Speaker of the House

I certify that H.B. No. 1730 was passed by the House on May 6, 2017, by the following vote: Yeas 138, Nays 1, 2 present, not voting.



Chief Clerk of the House

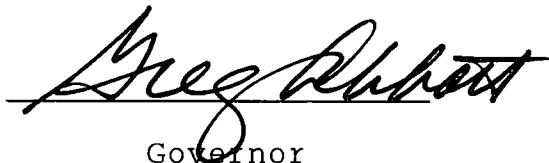
I certify that H.B. No. 1730 was passed by the Senate on May 24, 2017, by the following vote: Yeas 31, Nays 0.



Secretary of the Senate

APPROVED: 6-13-2017

Date



Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
3 PM O'CLOCK

JUN 15 2017



Secretary of State

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**May 10, 2017**

**TO:** Honorable Charles Perry, Chair, Senate Committee on Agriculture, Water & Rural Affairs

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB1730** by Cyrier (Relating to certification of the state's primary standards of weights and measures.), **As Engrossed**

<p><b>No significant fiscal implication to the State is anticipated.</b></p>
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The bill would amend Texas Agriculture Code, Section 13.113(b) to require the Texas Department of Agriculture (TDA) to submit the standards of weights and measures used in inspections to the National Institute of Standards and Technology (NIST) for certification as required to maintain recognition of TDA's Metrology Laboratory. Current law requires that this submission occur at least once every ten years.

TDA estimates that the provisions of the bill would increase the intervals between certification of the primary standards, providing a cost savings of \$60,000 in fiscal year 2017. No future cost savings are anticipated, as the Metrology Lab is only recognized by NIST for fiscal year 2017, and is not expected to remain in compliance with NIST standards beginning in fiscal year 2018. TDA estimates that if certain repairs are made to the HVAC system in the Metrology Lab resulting in Echelon 2 recognition by NIST, primary standards would have to be recertified in the future, and future cost savings due to the enactment of the bill could be realized.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 551 Department of Agriculture

**LBB Staff:** UP, SZ, MW, MSO

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**April 11, 2017**

**TO:** Honorable Tracy O. King, Chair, House Committee on Agriculture & Livestock

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB1730** by Cyrier (Relating to certification of the state's primary standards of weights and measures.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

The bill would amend Texas Agriculture Code, Section 13.113(b) to require the Texas Department of Agriculture (TDA) to submit the standards of weights and measures used in inspections to the National Institute of Standards and Technology (NIST) for certification as required to maintain recognition of TDA's Metrology Laboratory. Current law requires that this submission occur at least once every ten years.

TDA estimates that the provisions of the bill would increase the intervals between certification of the primary standards, providing a cost savings of \$60,000 in fiscal year 2017. No future cost savings are anticipated, as the Metrology Lab is only recognized by NIST for fiscal year 2017, and is not expected to remain in compliance with NIST standards beginning in fiscal year 2018. TDA estimates that if certain repairs are made to the HVAC system in the Metrology Lab resulting in Echelon 2 recognition by NIST, primary standards would have to be recertified in the future, and future cost savings due to the enactment of the bill could be realized.

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**Source Agencies:** 551 Department of Agriculture

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