

**WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT  
ADMINISTRATIVE LAW DIVISION**

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2009 MAY -8 AM 11: 35

OFFICE WEST VIRGINIA  
SECRETARY OF STATE

Form #6

**NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED  
BY THE WEST VIRGINIA LEGISLATURE**

AGENCY: West Virginia Division of Labor TITLE NUMBER: 42

AMENDMENT TO AN EXISTING RULE: YES  NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 16

TITLE OF RULE BEING AMENDED: Standards of Weights and Measures Inspectors  
Adoption of National Conference of Weights and  
Measures (NCWM) Handbook 130

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: \_\_\_\_\_

TITLE OF RULE BEING PROPOSED: \_\_\_\_\_  
\_\_\_\_\_

THE ABOVE RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) H.B. 2170

SECTION 64-10-2 (e), PASSED ON April 10, 2009

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON THE  
FOLLOWING DATE: June 1, 2009

  
Authorized Signature

**TITLE 42  
LEGISLATIVE RULE  
DIVISION OF LABOR**

**SERIES 16  
STANDARDS FOR WEIGHTS AND MEASURES INSPECTORS  
ADOPTION OF NATIONAL CONFERENCE  
OF WEIGHTS AND MEASURES (NCWM) HANDBOOK 130**

**§42-16-1. General.**

1.1. Scope. -- The National Bureau of Standards (NBS) Handbook 130, now known as the National Conference of Weights and Measures (NCWM) Handbook 130, adopts Uniform Laws and Regulations to achieve, to the maximum extent possible, standardization in weights and measures laws and regulations among the various States and local jurisdictions in order to facilitate trade between the States, permit fair competition among businesses, and provide uniform and sufficient protection to all consumers in weights and measures issues.

1.2. Authority. -- W. Va. Code § 47-1-3 (c).

1.3. Filing Date. -- May 8, 2009.

1.4. Effective Date. -- June 1, 2009.

**§42-16-2. Incorporation By Reference.**

The National Bureau of Standards Handbook 130, now known as the National Conference of Weights and Measures (NCWM) Handbook 130, is hereby incorporated by reference as legislative rules and regulations governing inspectors and county and city sealers in the performance of their duties in accordance with W. Va. Code 47-1-19.