

**Division of Measurement Standards
Business and Professions Code
Revision Index**

2008
Revised Pages
Revision Index Cover Page i -ii 115 to 116 159 to 160 173 to 174
2007
Revised Pages
Revision Index Cover Page i to ii 113 to 114 114-3 to 114-4
2006
Revised Pages
Revision Index Cover Page i to iv 5 to 8 15 to 16-2 31 to 34 114-3 to 114-6 115 to 118 128-1 to 128-2 147 to 148 167 to 170 (Remove 170-1 to 170-2)

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BUSINESS AND PROFESSIONS CODE

DIVISION 5

Weights and Measures

[Added by Stats 1939 ch 43 § 1.]

Chapter

1. General Provisions. §§ 12001-12028
2. Administration. §§ 12100-12246
3. Standards of Weights and Measures. §§ 12300-12314
4. Units of Weight and Measure. [Repealed] §§ 12400-12420
5. Weighing and Measuring Devices. §§ 12500-12517
- 5.5. Service Agencies for Weighing and Measuring Devices. §§ 12531-12544
6. Fair Packaging and Labeling Act. §§ 12601-12615.5
- 6.5. Unit Pricing. §§ 12655-12656
- 6.6. Standard Bread Loaf. [Repealed] §§ 12665-12673
7. Weighmasters. §§ 12700-12736
- 7.3. Private Weighmasters. [Repealed] §§ 12740-12767
- 7.7. Public Weighmasters at Large. [Repealed] §§ 12770-12799.5
8. Terminal Weighing. [Repealed] §§ 12801-12816
9. Special Provisions Relating to Farm Products. §§ 12900-12930
10. Flour and Meal Containers. [Repealed] §§ 13000-13001
11. Textile Products. [Repealed] § 13100
12. Animal Euthanasic Devices. [Expired by Own Terms 1/1/2000]
13. Automatic Checkout Systems. §§ 13300-13357
14. Petroleum. §§ 13400-13630
- 14.5. Service Stations. §§ 13650-13653
15. Automotive Products. §§ 13700-13741
16. Rental Vehicles. §§ 13800
17. Automatic Transmission Fluid. [Repealed] §§ 13900-13940

CHAPTER 1

General Provisions

- § 12001. Definitions: Application
- § 12002. "Department"
- § 12003. "Director"
- § 12004. "State Sealer"
- § 12005. "National Institute of Standards and Technology"
- § 12006. "County Sealer"
- § 12007. [Repealed]
- § 12008. "Sealer"
- § 12009. "Sell"
- § 12009.5. "Distribute"
- § 12010. "Use"
- § 12011. "Person"
- § 12011.5. "Copies", "standards", "copies of standard weights and measures"
- § 12011.6. "Container"
- § 12011.7. "Pallet"
- § 12012. Exercise of director's powers through State Sealer or otherwise
- § 12012.1. Action by director or county sealer to enjoin violations or threatened violations of provisions or regulations
- § 12013. Sealers as having powers of public officer to arrest: Procedure to be followed: Liability: Service of processes and notices
- § 12014. Selling or condemning before testing as misdemeanor: Exception for planned program of probability sampling
- § 12015. Sealer to cause prosecution of violator
- § 12015.3. Civil penalty for violation of provisions of division
- § 12015.5. Liability for investigative costs
- § 12016. Hindering or obstructing sealer or deputy: Misdemeanor
- § 12017. Compliance by corporate officers, directors and managers: Misdemeanor
- § 12018. Neglect or refusal to exhibit weight, etc., to sealer: Misdemeanor
- § 12019. False weight or measure: Definition
- § 12020. Use of incorrect weight or measure or instrument: Misdemeanor
- § 12021. Marking or stamping false or short weight or measure on container:
 - Taking false tare: Sale: Misdemeanor
- § 12022. Adding substance to increase weight: Punishment
- § 12022.5. Fresh meats or roasts: Advertising or selling on basis of net weight not including added fat: Effect of label containing term "fat added"

PETROLEUM

CHAPTER 14

Petroleum

(Added by Stats 1980 ch 636 § 5.)
Formerly Chapter 7 of Division 8
(Repealed Stats 1980 ch 636.)
(Added by Stats 1963 ch 2005 § 2.)

Articles

1. General Provisions. §§ 13400-13405
2. Sale of Petroleum Products. §§ 13410-13413
3. Hours of Business. §§ 13420-13422
4. Motor Oil Fee. §§ 13430-13434
5. Standards for Gasoline. §§ 13440-13443
- 5.5. Standards for Hydrogen. § 13446
6. Standards for Compression-Ignition Engine Fuel, Diesel Fuel, Kerosene and Fuel Oils. §§ 13450-13451
7. Standards for Lubricating Oils and Oils Used to Lubricate Transmissions, Gears or Axles. §§ 13460-13462
8. Price Indications on Petroleum Dispensing Apparatus. §§ 13470- 13477
9. Labeling. §§ 13480-13490
10. Tank Vehicles. §§ 13500-13503
11. Basis of Settlement. § 13520
12. Price Sign Advertising. §§ 13530-13540
13. Inducements for the Sale of Gasoline or Motor Fuel. § 13550
14. Passing Off. §§ 13560-13571
15. Adulteration. §§ 13580-13581
16. Enforcement. §§ 13590-13600
17. Penalties. §§ 13610-13611
18. Disposition and Use of Moneys. § 13620
19. Fuel Delivery Temperature Study. § 13630

ARTICLE 1

General Provisions

- § 13400. “Advertising medium”
§ 13401. Definitions of terms
§ 13402. “Standard test”
§ 13403. “Octane number” or “antiknock index number”
§ 13404. “Sale of Compressed Natural Gas as a Motor Vehicle Fuel”
§ 13405. Developmental Engine Fuels

WEIGHTS AND MEASURES

§ 13400. “ADVERTISING MEDIUM”

“Advertising medium”, as used in this chapter, includes banner, sign, placard, poster, streamer and card.

Added Stats 1963 ch 2005 § 2; Renumbered Stats 1980 ch 636.

§ 13401. DEFINITIONS OF TERMS

(a) “Sell” or any of its variants means attempt to sell, offer for sale or assist in the sale of, permit to be sold or offered for sale or delivery, offer for delivery, trade, barter, or expose for sale.

(b) “Manufacturer” means manufacturer, refiner, producer, or importer.

(c) “Petroleum products” means gasoline, diesel fuel, liquefied petroleum gas only when used as a motor fuel, kerosene, thinner, solvent, liquefied natural gas, pressure appliance fuel, or white gasoline, or any motor fuel, or any oil represented as engine lubricant, engine oil, lubricating or motor oil, or any oil used to lubricate transmissions, gears, or axles.

(d) “Barrel,” when applied to petroleum products, consists of 42 gallons.

(e) “Oil” means motor oil, engine lubricant, engine oil, lubricating oil, or oils used to lubricate transmissions, gears, or axles.

(f) “Motor oil” means engine oil, engine lubricant, or lubricating oil.

(g) “Gasoline” means a volatile mixture of liquid hydrocarbons, generally containing small amounts of additives, suitable for use as a fuel in spark-ignition internal combustion engines.

(h) “Engine fuel” means any liquid or gaseous matter used for the generation of power in an internal combustion engine or fuel cell. “Motor fuel” means “engine fuel” when that term is used in this chapter.

(i) “Motor vehicle fuel” means any product intended for consumption in an internal combustion engine or fuel cell to produce the power to self-propel a vehicle designed for transporting persons or property on a public street or highway.

(j) “Diesel fuel” means any petroleum product offered for sale which meets the standards prescribed for diesel fuel by this chapter.

(k) “Kerosene” means any petroleum product offered for sale which meets the standards prescribed for kerosene by this chapter.

(l) “Fuel oil” means any petroleum product offered for sale which meets the standards prescribed for fuel oil by this chapter.

PETROLEUM

ARTICLE 18

Disposition and Use of Moneys

§ 13620. EXPENDITURE OF REVENUE

Any moneys in the Department of Food and Agriculture Fund derived under Chapters 14 (commencing with Section 13400) and 15 (commencing with Section 13700) may be expended for the administration and enforcement of any or all of the provisions of those chapters, notwithstanding any other provision of law limiting the expenditure of any of those moneys to the specific purposes or to the administration or enforcement of each of the chapters separately.

Added Stats 1963 ch 2005 § 2; Renumbered Stats 1980 ch 636; Amended Stats 1984 ch 698.

WEIGHTS AND MEASURES

ARTICLE 19

Fuel Delivery Temperature Study

§ 13630. FUEL DELIVERY TEMPERATURE STUDY

(a) The California Energy Commission in partnership with the Department of Food and Agriculture and the State Air Resources Board shall conduct a comprehensive survey and cost-benefit analysis, as follows:

(1) The department shall conduct a survey on the effect of temperatures on fuel deliveries. The survey shall be conducted during routine dispenser inspections by determining the accuracy of fuel delivery, and recording fuel temperature, air temperature, and storage tank temperature at fuel stations and other fuel facilities subject to inspection. It is the intent of the Legislature that the department use data collected by the survey that the department started on April 1, 2007, and will complete on March 31, 2008.

(2) The department shall transmit the results of the survey to the California Energy Commission, which shall conduct a cost-benefit analysis and comparison of various options relative to temperature-corrected gallonage temperatures for the following:

(A) Retaining the current reference temperature of 60 degrees Fahrenheit.

(B) Establishing a different statewide reference temperature.

(C) Establishing different regional reference temperatures for the state.

(D) Requiring the installation of temperature correction or compensation equipment at the pump.

(b) The commission shall evaluate how different reference temperatures or temperature correction devices apply to alternative fuels and low-carbon fuel standards.

(c) The California Energy Commission shall convene an advisory group no later than January 25, 2008, including, but not limited to, equipment manufacturers, consumer groups, fuel industry representatives, agricultural commissioners, appropriate government agencies, and other interested parties to provide guidance on the study pursuant to this section and provide guidance on the analysis and recommendations.

(d) The California Energy Commission, in partnership with the Department of Food and Agriculture and the State Air Resources Board, shall conduct public hearings on the results of the cost-benefit analysis and report to the Legislature regarding recommended legislation and regulations based on the results of the study not later than December 31, 2008.

RENTAL VEHICLES

CHAPTER 16

Rental Vehicles

§ 13800. RENTAL VEHICLES

(a) Notwithstanding any other provision of this division, a rental vehicle's fuel gauge installed by the vehicle's manufacturer may be used in a rental transaction by a rental company to calculate an optional charge for fueling when any of the following occurs:

(1) The customer could have avoided incurring the charge by returning the rental vehicle with the same amount of fuel as was in the fuel tank at the commencement of the rental.

(2) The customer chose to purchase the amount of fuel inside the fuel tank at the commencement of the rental.

(b) Nothing in this section shall be interpreted to preclude a rental company from offering additional fueling options to customers besides those described in subdivision (a).

Added Stats 2007 ch 667 § 1

WEIGHTS AND MEASURES