

Division of Measurement Standards
8500 Fruitridge Road
Sacramento, CA 95826-4808

DMS NOTICE
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June 25, 2001

Discard: Retain

TO: WEIGHTS AND MEASURES OFFICIALS

SUBJECT: Replacement of Hoses or Nozzles on Gasoline Dispensers

Changes to the Business and Professions (B&P) Code, Chapter 5.5, Service Agencies for Weighing and Measuring Devices, have brought up the following question. "Does a person who replaces a hose or a nozzle on a gasoline dispenser need to be a registered service agent?"

The answer to this question rests on the definition of "repair" as it now appears in the B&P Code. "Repair" in Section 12531 means to provide maintenance or to install, adjust, recondition, or service a device.

Gasoline dispenser hoses and nozzles are critical components of a retail meter because their performance has a direct affect on the accuracy of the delivered quantity. It is clear that any replacement of these components would be considered a "repair" under the current definition in the code. Persons hired to perform these repairs would need to be registered as service agents.

However, B&P Code Section 12532(e) states: "...no person who repairs a device is required to be registered if the device is placed into service by a sealer or a service agency." This means that a person is not prohibited from replacing a hose or a nozzle, but the dispenser must remain out of service until it is tested, found correct, and placed into service by a sealer or a service agency.

Contact your local Area Device Specialist or Brett Saum, Program Supervisor, at (916) 229-3047 if you have any questions.

Sincerely,

Mike Cleary
Director
(916) 229-3000