



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB4939

Introduced 2/18/2020, by Rep. Monica Bristow

SYNOPSIS AS INTRODUCED:

225 ILCS 470/42

from Ch. 147, par. 142

225 ILCS 470/42.5 new

Amends the Weights and Measures Act. Provides that a seal placed by the Director on a weighing or measuring device may be broken for purposes of testing, calibration, adjustment, or repair; specifies persons who may break a seal for those purposes. Provides for notice and recordkeeping related to breaking a seal and resealing weighing or measuring devices. Provides that all weighing or measuring devices must be placed into service and sealed before their first use in trade.

LRB101 18173 JWD 67615 b

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Weights and Measures Act is amended by
5 changing Section 42 and by adding Section 42.5 as follows:

6 (225 ILCS 470/42) (from Ch. 147, par. 142)

7 Sec. 42. Sealing and resealing a weighing or measuring
8 device. A seal placed on any weighing or measuring device by
9 the Director may be broken for the purposes of testing,
10 calibration, adjustment, or repair but only by a serviceperson,
11 service agency, or special sealer registered by the Director or
12 by a State inspector appointed by the Director.

13 After testing or servicing, the device must be resealed
14 with the seal displaying the registration number of the sealer
15 as assigned by the Director, and the sealer shall be
16 responsible for the unit after it has been resealed. Written
17 notice advising the Director as to the unit on which the seal
18 was broken and resealed must be submitted within 5 days after
19 resealing so that a recheck may be made by the Department.

20 If the sole method of sealing the device is an audit trail,
21 event counter, or similar system, a tamper evident label shall
22 be affixed to the device; the label shall include the sealer's
23 registration number as issued by the Director and the most

1 recent count or counts listed in the audit trail, event
2 counter, or similar system. These counts shall also be entered
3 on all placed in-service reports and any test reports where
4 calibration counts were changed from the beginning of testing.
5 ~~Seal placed on weighing or measuring device; breaking for~~
6 ~~service; resealing. A seal placed on any weighing or measuring~~
7 ~~device by the Director may be broken for the purpose of~~
8 ~~calibration, adjustment, or repair, but only by a serviceperson~~
9 ~~or special sealer registered by the Director or by a special~~
10 ~~sealer. After servicing, the serviceperson must reseal using~~
11 ~~the number on the seal as assigned by the Director, and shall~~
12 ~~be responsible for the unit after it has been resealed. Written~~
13 ~~notice advising the Director within 5 days as to the unit on~~
14 ~~which the seal was broken and resealed must be submitted so~~
15 ~~that a recheck may be made by the Department.~~

16 (Source: P.A. 88-600, eff. 9-1-94.)

17 (225 ILCS 470/42.5 new)

18 Sec. 42.5. Placing into service. All weighing or measuring
19 devices must be placed into service and sealed before their
20 first use in trade by a serviceperson, service agency, or
21 special sealer registered by the Director or by a State
22 inspector appointed by the Director.