

AMENDED IN ASSEMBLY MARCH 19, 2012

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1518**

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**Introduced by Assembly Member Perea**

*(Coauthors: Assembly Members Conway, Gordon, and Morrell)*

*(Coauthor: Senator La Malfa)*

January 17, 2012

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An act to add Section 12737 to the Business and Professions Code, relating to weighmasters.

LEGISLATIVE COUNSEL'S DIGEST

AB 1518, as amended, Perea. Weighmasters: automated weighing systems.

Existing law provides for the licensure of weighmasters who weigh, measure, or count any commodity and issue a statement or memorandum that is used as the basis for either the purchase or sale of that commodity. Existing law requires that a weighmaster issue a signed weighmaster certificate whenever payment for the commodity is dependent on a written or printed weight, measure, or count.

This bill would authorize any weighmaster weighing any vehicle moving *construction materials, including, but not limited to, earth, stone, rock, sand, gravel, limestone, ready mixed concrete, cementitious materials, recycled construction materials,* or asphalt paving materials to use an unattended weighing system to weigh the vehicle and to issue a weighmaster certificate *to buyers who opt to utilize the unattended system,* as provided. The bill would define an unattended weighing system as an automated system not directly under the supervision of a weighmaster that meets the approval, testing, and sealing requirements

specified in existing law. The bill would state that it would not impact existing weighing and ticketing systems.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 12737 is added to the Business and  
2 Professions Code, to read:

3 12737. (a) Any weighmaster weighing any vehicle moving  
4 *construction materials, including, but not limited to, earth, stone,*  
5 *rock, sand, gravel, limestone, ready mixed concrete, cementitious*  
6 *materials, recycled construction materials,* or asphalt paving  
7 materials may use an unattended weighing system to weigh the  
8 vehicle and to issue a weighmaster certificate *to buyers who opt*  
9 *to utilize the unattended system.* The name of the principal  
10 weighmaster and the unique system identification number of the  
11 unattended weighing system utilized shall be imprinted on the  
12 weighmaster certificate and this shall satisfy the requirements of  
13 subdivision (c) of Section 12715. Nothing in this section impacts  
14 existing weighing and ticketing systems.

15 (b) For purposes of this section:

16 (1) “Principal weighmaster” means the person or entity identified  
17 on the weighmaster certificate, as described in subdivision (b) of  
18 Section 12714, that may employ or designate any person to act for  
19 the weighmaster as a deputy weighmaster pursuant to Section  
20 12710.

21 (2) “Unattended weighing system” means an automated system  
22 not directly under the supervision of a weighmaster that meets the  
23 approval, testing, and sealing requirements of Section 12717.