

Advanced Amended Proposal

L&R Item MOS-7

(Should debate challenge the enforceability of a Preamble statement)

Amend NIST Handbook 130 Uniform Regulation for the Method of Sale of Commodities as follows:

Preamble

The purpose of this regulation is to require accurate and adequate information about commodities so that purchasers can make price and quantity comparisons.

Packages and their labels should enable consumers to obtain accurate information as to the quantity of the contents and should facilitate value comparisons. Equally, sales of commodities from bulk should be according to methods and units readily recognized and understood by, both, buyer and seller.

Section 1. Food Products

(a) **Unless otherwise specified or specifically permitted, the sale of any food product, whether sold from bulk or in packaged form, shall be only according to a unit of measure or weight that meets all of the following criteria:**

- 1) Is recognized and defined by NIST as legal for use in commerce**
- 2) Has been published in the “Federal Register”; and**
- 3) Has metrological traceability ^(NOTE #, page #) to a national standard**

Note: Sale of a product or commodity according to count, where appropriate to be fully informative to facilitate value comparison, is permissible as a method of sale.

(Added 1989)(**Amended 20XX**)

Section 2. Non-food Products [NOTE 1, page 109]

(a) Unless otherwise specified or specifically permitted, the sale of any non-food product, whether sold from bulk or in packaged form, shall be only according to a unit of measure or weight that meets all of the following criteria:

- 1) Is recognized and defined by NIST as legal for use in commerce**
- 2) Has been published in the “Federal Register”; and**
- 3) Has metrological traceability (NOTE #, page #) to a national standard**

Note: Sale of a product or commodity according to count, where appropriate to be fully informative to facilitate value comparison, is permissible as a method of sale.

(Added 1989)(**Amended 20XX**)