



THE STATE
of **ALASKA**
GOVERNOR BILL WALKER

Department of Transportation and Public Facilities

Measurement Standards and
Commercial Vehicle Enforcement
Daniel V. Smith, Director

Director's Office
11900 Industry Way, Building M, STE 2
Anchorage, AK 99515
Main: 907-365-1210
Fax: 907-365-1220

Effective May 2, 2015

Retail Store Managers,

Public confidence in retail price integrity enhances the economic well-being of consumers and businesses in our state. To respond to public concerns about price accuracy in retail stores, the State of Alaska has developed a set of test procedures to evaluate retail-pricing practices.

Inspectors visit retail locations throughout the state and perform a Price Verification Evaluation to ensure that the price advertised on the shelf matches the price charged at the checkout register. A random selection of products will be tested for accuracy at the register or with your handheld scanning device if available. With your cooperation, these tests will be performed as inconspicuously and with as little disruption to business as possible.

We are tasked with enforcing Alaska Statute 45.75.230. Misrepresentation of price. (which states) *When a commodity or service is sold, or is offered, exposed, or advertised for sale, by weight, measure or count the price shall not be misrepresented, and the price shall not be represented in a manner calculated or tending to mislead or deceive an actual or prospective purchaser.*

With the compliance of businesses in our communities and the efforts of our inspectors, Alaska is well on the way to the goal of restoring and maintaining consumer confidence in retail pricing practices.

Thank you for your cooperation and please direct any questions or comments to Ray Woolfolk, Measurement Standards Supervisor at 907-365-1240.

Sincerely,

Don Brewer
Chief, Weights & Measures

State of Alaska

Chapter 45.75. WEIGHTS AND MEASURES ACT

Sec. 45.75.230. Misrepresentation of price.

When a commodity or service is sold, or is offered, exposed, or advertised for sale, by weight, measure, or count, the price may not be misrepresented, and the price may not be represented in a manner calculated or tending to mislead or deceive an actual or prospective purchaser. When an advertised, posted, or labeled price per unit of weight, measure, or count includes a fraction of a cent, all elements of the fraction shall be prominently displayed and the numeral expressing the fraction shall be immediately adjacent to, of the same general design and style as, and at least one-half the height and width of the numerals representing the whole cents.

17 AAC 90.925. Registration Required

A person who uses, or has in possession for the purpose of using, for a commercial purpose specified in AS 45.75.080, a new or used weighing or measuring device not previously used in commerce, must contact the division to register the device and pay the applicable registration fee described in 17 AAC 90.920, when billed. Upon completion of registration and receipt of the registration fee, the division will provide a certificate or other evidence of device registration compliance to the registrant.

History

History: Eff. 1/18/2002, Register 161; am 9/20/2015, Register 215

Annotations

Authority: AS 45.75.040, AS 45.75.050, AS 45.75.070, AS 45.75.080, AS 45.75.380

17 AAC 90.930. Forms, Certificates, and Application

Repealed.

History: Eff. 1/18/2002, Register 161; repealed __/__/__, Register __

17 AAC 90.935. Term of Registration

- (a) A weighing and measuring device registration expires on June 30 of each year. An application for renewal of registration and the registration fee established in 17 AAC 90.920 must be received by the division by July 1 of each calendar year or the next working day if July 1 does not fall on a working day.
- (b) A registration renewal application and fee received by the division after July 15 is considered past due. For an initial registration, the application and fee are considered past due if it is not received by the division on or before the date the device is first placed in service. An application for initial registration or renewal of registration that is past due under this subsection must include the past due fee, for each device, and the registration fee established in 17 AAC 90.920.

History

17 AAC90.920. Device registration fees

A person who submits a weighing and measuring device for registration under AS 45.75 and this chapter shall pay the department an annual fee as follows:

(1) for a liquid measuring device

(A) other than a device listed in (B) - (D) of this paragraph, and with a maximum flow rate, as specified by the manufacturer, of

(i) no more than 25 gpm: \$25;

(ii) greater than 25 gpm and no more than 150 gpm: \$45; and

(iii) greater than 150 gpm: \$85;

(B) with a retail remote control, indicating, or recording unit: \$70;

(C) with a key-lock or card-reader system, and with a maximum flow rate, as specified by the manufacturer, of

(i) no more than 25 gpm: \$25;

(ii) greater than 25 gpm and no more than 150 gpm: \$45; or

(iii) greater than 150 gpm: \$85; or

(D) with a bulk plant remote indicating or recording unit: \$70;

(2) for a weighing device

(A) other than a device listed in (B) - (D) of this paragraph, and with a nominal capacity of

(i) up to 50 pounds: \$15;

(ii) more than 50 pounds and no more than 1,000 pounds: \$25;

(iii) more than 1,000 pounds and no more than 5,000 pounds: \$35; or

(iv) more than 5,000 pounds: \$140;

(B) that is a vehicle scale: \$210;

(C) that is a railroad scale: \$350; or

(D) that is a belt conveyor: \$175;

(3) for a scanner system: \$70;

(4) past due fee for each device: \$30.