

June 5, 2019 Board Update

Division of Consumer Equitability



As of May 22, 2019, fiscal year-to-date consumer complaints submitted to the division totaled 122. Of those complaints, 112 (92%) were related to retail motor fuel dispenser functionality (including payment card reader functionality/suspicion of skimming devices), fuel quality or fuel pricing at retail fuel stations. The remaining 10 complaints pertained to scale accuracy/failure to deduct tare weight at point of sale at a retail frozen yogurt establishment, scale accuracy at a retail tobacco establishment, package weight accuracy at a retail marijuana establishment, scale accuracy at a retail supermarket, pricing accuracy at two supermarkets and volume accuracy for a drinking water vending machine.

Metrology

On March 26, 2019, the Nevada Metrology Laboratory received confirmation from the US Department of Commerce National Institute of Standards and Technology Office of Weights and Measures (NIST-OWM) that our accreditation for Calibration Laboratories under the National Voluntary Laboratory Accreditation Program (NVLAP) has been extended through March 31, 2020. Currently there are 87 Calibration Laboratories with NVLAP Accreditation in the United States, with 18 of those being state-operated laboratories.

As of May 22, 2019, metrology program personnel had calibrated 1,983 devices and program revenues of \$35,220 had been collected for FY19. In-house calibration services performed on division-owned assets represents outside expense avoidance of \$33,188 for FY19 to-date. The program is on target to meet projected device calibration totals for FY19.

Petroleum Technology

In late April 2019 the program's senior petroleum chemist, Dr. William Striejewski, attended a regional Petroleum Fuel Shortage Planning Workshop in San Diego, CA. The workshop was co-hosted by the National Emergency Manager's Association, the National Association of State Energy Officials and the US Department of Energy. Workshop participants came primarily from the states of Arizona, California, Idaho, Montana, Oregon, Nevada, Utah and Washington. In addition to Dr. Striejewski, Nevada was represented by personnel from the Governor's Office of Energy, the Department of Public Safety Division of Emergency Management (DEM) and the Nevada National Guard. DEM funded the costs for Dr. Striejewski's travel and participation in the workshop. The workshop included presentations from various subject matter experts as well as tabletop scenario exercises to give participants an opportunity to put the information presented to use in a hands-on planning format. At the end of the workshop Nevada's attendees convened and determined that the state's Energy Assurance Plan requires updating and that it would be prudent to develop a Petroleum Fuel Shortage Operations Plan. While the Governor's Office of Energy will likely take the lead on those items, division staff will remain engaged to be sure that the NDA is included in the update and development of those plans.

As of May 17, 2019, Petroleum Technology program personnel had tested 2,500 fuel samples for FY19. The program is on target to meet sample testing projections for FY19.

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Weights & Measures

As of May 9, 2019, a total of 28,208 weighing and measuring devices have been inspected this fiscal year to-date, representing inspection of 63% of our statewide commercial device inventory. Growth in the inventory of licensed commercial weighing and measuring devices continues, with 1,875 commercial weighing and measuring devices added to the division's inventory since July 1, 2019.

The division is currently prioritizing testing/inspection of those devices that have not been inspected within the last 18 months. Inspection of livestock scales is scheduled to begin the week of June 3, 2019 and to continue through September, with two teams of two inspectors performing inspections each week during the 2019 inspection season.

As of May 22, 2019, annual device license and testing fee collections for FY19 totaled \$884,609. The division is currently preparing annual device license renewal invoices for distribution to device owners on July 1, 2019. The value of the annual license renewal roll, which will be invoiced under the newly adopted fee schedule, currently totals \$1,639,553.

The division continues discussions with the Nevada LP-Gas Board regarding the possibility of executing an interlocal agreement between NDA and the LP-Gas Board to have LP-Gas Board Inspectors perform inspection and testing of LPG meters on behalf of NDA. At their May 17, 2019 meeting, the LP-Gas Board received a feasibility report from their staff which indicated that it while it would be operationally feasible for the LP-Gas Board to enter into such an agreement, they would do so at a fiscal loss for at least the first two years of such an agreement. The LP-Gas Board directed their staff to continue discussions with NDA regarding the fiscal components of such an agreement. At this time, division staff does not anticipate that an agreement could be executed prior to the beginning of Fiscal Year 2021. Division staff will continue to provide the Board of Agriculture with updates on this item as discussions proceed.