



NEW MEXICO DEPARTMENT OF AGRICULTURE
Office of the Director/Secretary
MSC 3189
New Mexico State University
P.O. Box 30005
Las Cruces, NM 88003-8005
Phone: (575) 646-3007

January 7, 2022

TO: Petroleum Retailers and Wholesalers

FROM: Jeff M. Witte, Director/Secretary 

SUBJECT: Security Seals (SCS 2022 E-10)

This external policy supersedes SCS 2020 E-10 dated January 2, 2020.

The right to break security seals and to adjust measuring equipment is reserved for weights and measures officials and service technicians employed by registered service establishments.

Note: Nothing in this policy precludes the removal of a retail establishment installed security seal, decal, or tape by the retailers authorized representative. The types of seals covered under this policy are metal (bolt, cable or wire) and are installed by an NMDA licensed service technician and service establishment to prevent tampering and skimmers.

Legal Basis

Petroleum Products Standards Act, Chapter 57, Article 19, Sections 25 through 37, NMSA 1978.

SECTION 30.B. INSPECTION OF MEASURING DEVICES.-- No person shall refuse to permit the director or his authorized representative to inspect, test and seal as necessary any commercial device designed to measure or dispense petroleum products. No person shall break the seal without permission from the director or his authorized representative. A broken seal on a commercial device designed to measure or dispense petroleum products shall be prima facie evidence of a violation of the Petroleum Products Standards Act.

Relation to Truck Mounted, Loading Rack, and LPG Metering Equipment

When security seals are broken the following procedures must be followed:

1. The New Mexico Department of Agriculture (NMDA) must be notified in writing **within 72 hours**. Information must include why the seal was broken, what was done to the meter, and the unit number of the truck.
2. Companies with full or limited service registrations must also reseal the adjustment mechanism with a company seal. If adjustments were made, a place-in-service report and

test report must be submitted, the NMDA approval label removed, and a company service sticker applied.

3. If the NMDA "warning" tag is removed when seals are broken, it must be retained and presented to the weights and measures official who re-inspects the meter.

If you have any questions about this matter, please refer them to:

Roxanne M. Chepsongol, Division Director
Division of Standards and Consumer Services
MSC 3170, P.O. Box 30005
Las Cruces, New Mexico 88003-8005
(575) 646-1616

JMW/rc