

Fifty-fifth  
Legislative Assembly  
of North Dakota

## ENGROSSED SENATE BILL NO. 2039

Introduced by

Legislative Council

(Government Organization Committee)

1 A BILL for an Act to amend and reenact section 64-02-10 of the North Dakota Century Code,  
2 relating to fees collected by the public service commission for testing or calibrating weighing  
3 and measuring devices.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Section 64-02-10 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **64-02-10. Fees to test or calibrate weighing and measuring devices.** The  
8 commission shall collect the following fees to:

9	1. Test railroad track or truck scale	\$97.00
10	2. Test livestock and vehicle scale	97.00
11	3. Test livestock scale if the sales	
12	ring or buying station scale owner	
13	transports to the scale and furnishes	
14	all test weights and manpower needed	
15	to properly test the scale	55.00
16	4. Test auxiliary beam on livestock,	
17	motor truck, motor truck dump scale	19.00
18	5. Test overhead monorail, track, hopper,	
19	dormant, deck, and hanging scale	43.00
20	6. Test movable platform scale	8.00
21	7. Test counter or computing scale	8.00
22	8. <u>Test hanging scale of fifty pound</u>	
23	<u>[22.68 kilograms] capacity</u>	
24	<u>or less</u>	<u>8.00</u>

Fifty-fifth  
Legislative Assembly

1	9.	Test board of cloth measure	8.00
2	<del>9- 10.</del>	<del>Test liquid or gas computing pump</del>	
3		<u>a retail motor fuel device</u>	8.00
4	<del>40- 11.</del>	Test or calibrate weighing and measuring	
5		standards, per metrologist, per quarter	
6		hour or fraction thereof	12.50
7	<del>44- 12.</del>	Test mobile delivery gasoline and fuel	
8		oil meter	19.00
9	<del>42- 13.</del>	Test gasoline, LPG, or fuel oil meter	
10		on common carrier pipelines, or any	
11		other meter used in loading railway cars,	
12		transports, or other conveyances	43.00
13	<del>43- 14.</del>	Test propane, ag chemical, or	
14		liquid fertilizer meter	31.00
15	<del>44- 15.</del>	Test truck tank	61.00
16	<del>45- 16.</del>	Test crane scale	61.00
17	<del>46- 17.</del>	Test or calibrate weighing and measuring	
18		devices other than the above and those	
19		set by rule, per inspector per quarter	
20		hour or fraction thereof	9.00
21	<del>47- 18.</del>	Witnessing any of the above tests	Fifty percent of the applicable fee
22		When a rejected weighing or measuring device has been reconditioned or replaced by	
23		new equipment, it must be retested and certified before being put into use except as otherwise	
24		provided by rule. The fee for retest and certification is the same as for the first test and	
25		certification.	
26		When a test of a weighing or measuring device is required in addition to the regularly	
27		scheduled annual test, <u>a the commission shall charge of sixty cents per mile [1.61 kilometers]</u>	
28		<del>will be made unless a fee equal to the cost of operating the motor vehicle, including the testing</del>	
29		<del>equipment necessary to perform the test weighs less than ten thousand pounds [4535.92</del>	
30		<del>kilograms] gross. If the motor vehicle weighs less than ten thousand pounds [4535.92</del>	
31		<del>kilograms] gross, a charge of thirty five cents per mile [1.61 kilometers] will be made, and all</del>	

1 used in conducting the test. The mileage charges are, as determined by the commission, must  
2 be in addition to the regular test fee and calculated to cover the costs of the additional travel.  
3 Where a test has been requested and the person requesting it fails to appear or to have the  
4 weighing or measuring device ready for testing at the arranged time, there is a charge of nine  
5 dollars a quarter hour for the time between the arranged time and the time at which the test can  
6 begin.