

Introduced by

Transportation Committee

(At the request of the Public Service Commission)

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

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

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

6 **64-02-10. Fees to test or calibrate weighing and measuring devices.** The
7 commission shall collect the following fees to:

| | | |
|----|---|-----------------------------------|
| 8 | 1. Test railroad track or truck scale | \$107.00 <u>171.00</u> |
| 9 | 2. Test livestock and vehicle scale | 407.00 <u>171.00</u> |
| 10 | 3. Test livestock scale if the sales | |
| 11 | ring or buying station scale owner | |
| 12 | transports to the scale and furnishes | |
| 13 | all test weights and manpower needed | |
| 14 | to properly test the scale | 60.00 <u>96.00</u> |
| 15 | 4. Test auxiliary beam on livestock, | |
| 16 | motor truck, and motor truck dump scale | 24.00 <u>24.00</u> |
| 17 | 5. Test overhead monorail, track, hopper, | |
| 18 | dormant, deck, and hanging scale | 48.00 <u>53.00</u> |
| 19 | 6. Test movable platform scale | 40.00 <u>11.00</u> |
| 20 | 7. Test counter or computing scale | 40.00 <u>11.00</u> |
| 21 | 8. Test hanging scale of fifty pound | |
| 22 | [22.68 kilogram] capacity | |
| 23 | or less | 40.00 <u>11.00</u> |
| 24 | 9. Test a retail motor fuel device | 40.00 <u>11.00</u> |

Fifty-eighth
Legislative Assembly

| | | | |
|----|---------------------------|---|-------------------------------------|
| 1 | 10. | Test or calibrate weighing and measuring | |
| 2 | | standards, per metrologist, per quarter | |
| 3 | | hour or fraction thereof | 45.00 <u>17.00</u> |
| 4 | 11. | Test mobile delivery gasoline and fuel | |
| 5 | | oil meter | 24.00 <u>24.00</u> |
| 6 | 12. | Test gasoline, LPG, or fuel oil meter | |
| 7 | | on common carrier pipelines, or any | |
| 8 | | other meter used in loading railway cars, | |
| 9 | | transports, or other conveyances | 48.00 <u>53.00</u> |
| 10 | 13. | Test propane, ag chemical, or | |
| 11 | | liquid fertilizer meter | 35.00 <u>39.00</u> |
| 12 | 14. | Test truck tank | 67.00 |
| 13 | <u>14.</u> | Test crane scale | 67.00 <u>107.00</u> |
| 14 | 16. <u>15.</u> | Test or calibrate weighing and measuring | |
| 15 | | devices other than the above and those | |
| 16 | | set by rule, per inspector per quarter | |
| 17 | | hour or fraction thereof | 40.00 <u>11.00</u> |
| 18 | 17. <u>16.</u> | Witnessing any of the above tests | Fifty percent of the applicable fee |

19 When a rejected weighing or measuring device has been reconditioned or replaced by
20 new equipment, it must be retested and certified before being put into use except as otherwise
21 provided by rule. The fee for retest and certification is the same as for the first test and
22 certification.

23 When a test of a weighing or measuring device is required in addition to the regularly
24 scheduled annual test, the commission shall charge a fee equal to the cost of operating the
25 motor vehicle used in conducting the test. The mileage charges, as determined by the
26 commission, must be in addition to the regular test fee and calculated to cover the costs of the
27 additional travel. Where a test has been requested and the person requesting it fails to appear
28 or to have the weighing or measuring device ready for testing at the arranged time, there is a
29 charge of ten dollars a quarter hour for the time between the arranged time and the time at
30 which the test can begin.