

WEIGHTS, MEASURES, AND GRADES

CHAPTER 577

HOUSE BILL NO. 1040
(Legislative Council)

(Interim Committee on Industry, Business & Labor "A")

SCALE PERMITS AND INSPECTION FEES

AN ACT to amend and reenact section 64-02-02 and subsections 2 and 3 of section 64-02-10 of the North Dakota Century Code, relating to installation of scales under special permit and vehicle scale inspection fees.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 64-02-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

64-02-02. WEIGHTS AND MEASURES - SUPERVISION BY PUBLIC SERVICE COMMISSION - INSTALLATION OF SCALES UNDER SPECIAL PERMIT.) All weights, weighing devices, gasoline pumps, and measures in this state shall be supervised and controlled by the commission. Special permits for the installation or relocation of scales, including pitless scales, deviating from specific requirements under this chapter may be issued by the department where it can be demonstrated that the scale meets service requirements within accepted tolerances. Applications for a permit authorizing deviations shall include full and detailed construction plans together with a statement setting forth the specific reasons why such deviations are necessary or desirable. The department may impose such limitations or conditions on the construction and use of such scales as it may consider necessary.

SECTION 2. AMENDMENT.) Subsections 2 and 3 of section 64-02-10 of the 1975 Supplement to the North Dakota Century Code are hereby amended and reenacted to read as follows:

- 2. For inspecting livestock and vehicle scales eight thousand pounds capacity and under. 20.00
- 3. For inspecting livestock and vehicle scales eight thousand pounds capacity and over 45.00

CHAPTER 578

HOUSE BILL NO. 1204
(Committee on Industry, Business & Labor)
(At the request of the Public Service Commission)

DUTIES OF DIRECTOR OF WEIGHTS AND MEASURES

AN ACT to amend and reenact section 64-02-07 of the North Dakota Century Code, relating to duties of the director.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 64-02-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

64-02-07. DUTIES OF DIRECTOR.) The director shall:

1. Maintain in such calibration as prescribed by the national bureau of standards, weights and measures that are traceable to the U.S. prototype standards supplied by the federal government, or approved as being satisfactory by the national bureau of standards of weights and measures. All secondary standards may be prescribed by the director and shall be verified upon their initial receipt, and as often thereafter as deemed necessary by the director.
2. Keep a seal so formed as to impress the letters "N.D." and the date of sealing upon the weights and measures that are sealed.
3. Test, correct, and seal, when found to be accurate, all the copies of the standards used throughout the state for the purpose of testing the weighing or measuring apparatus used in the state, and keep a record thereof.
4. Have general supervision of the weights, measures, and weighing or weighing or measuring devices, and instruments or apparatus used as standards in the state.
5. Upon the written request of any person, test or calibrate weights, measures, weighing or measuring devices, and instruments or apparatus used as standards in the state.
6. Keep a complete record of the standards, balances, and all testing and sealing apparatus owned by the state, and

maintain traceability of the state standards to the national bureau of standards.

7. Make reports to the commission of his activities in such manner and at such time as the commission may require.

Approved March 12, 1977