

2015 -- S 0200

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2015

A N A C T

RELATING TO WEIGHTS AND MEASURES - PRODUCE SCALES IN MARKETS

Introduced By: Senators Kettle, and Morgan

Date Introduced: February 11, 2015

Referred To: Senate Commerce

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 47-2-7 of the General Laws in Chapter 47-2 entitled "Produce
2 Scales in Markets" is hereby amended to read as follows:
3 **47-2-7. Fees and compensation of sealer -- Condemnation of incorrect scales or**
4 **balances.** -- (a) The sealer of weights and measures, in any town or city, shall receive ~~a~~ the same
5 fee as any state sealer appointed by the state, or otherwise. The fees set herein shall be minimum
6 fees; the sealer shall receive at least a fee of twenty-five cents (25/c) for every weight, wine, or
7 dry measure, sealed by him or her at his or her office; the sealer shall receive a fee of twenty-five
8 cents (25/c) for every yardstick or yard measure sealed by him or her; for sealing every spring
9 balance of a capacity less than one hundred pounds (100 lbs.) the sealer shall receive a fee of two
10 dollars (\$2.00), for every spring balance of a capacity of one hundred (100) and less than five
11 hundred pounds (500 lbs.), three dollars (\$3.00); for every platform scale of a capacity of five
12 thousand pounds (5,000 lbs.) or more, five dollars (\$5.00); for every balance of a capacity of less
13 than five thousand pounds (5,000 lbs.), two dollars (\$2.00); for every steel yard of a capacity of
14 fifty pounds (50 lbs.) or less, one dollar (\$1.00); and for every steel yard of a capacity over fifty
15 pounds (50 lbs.), two dollars (\$2.00); every scale or balance used for weighing people shall be
16 tested, and if found correct shall be sealed, by the sealer, and he or she shall receive a fee of two
17 dollars (\$2.00) for each and every scale or balance so sealed. If any of the scales or balances are
18 found to be incorrect, then they shall be condemned and their use forbidden as hereinbefore
19 provided. For proving and sealing coal and wood baskets, he or she shall receive a fee of fifty

1 cents (50/c) each, and for every charcoal basket so sealed, sixty cents (60/c); he or she shall also
2 have a reasonable compensation for all repairs, alterations, and adjustments which it may be
3 necessary for the sealer to make, made by him or her, and for the expenses incurred in visiting
4 any place, as provided for in section 47-2-5. These fees and compensation shall be paid to the
5 sealer by the person owning or using the weights, measures, or balances so adjusted and sealed.
6 Every person violating the provisions of this section shall be fined not exceeding one hundred
7 dollars (\$100) for each offense, one-half (1/2) thereof to go to the town or city and one-half (1/2)
8 to the complainant. All the fees received by any sealer of weights and measures of any town or
9 city shall be retained by him or her as compensation for his or her services except as hereinafter
10 provided. Any town or city council may, at any time, by ordinance fix an annual salary for the
11 sealer of weights and measures of the town or city, and in that case the fees received by him or
12 her shall be paid over by him or her to the town or city treasurer, at the time or times prescribed
13 by any ordinance of the town or city.

14 (b) (1) For every spring balance or balance scale of a capacity of less than ten pounds (10
15 lbs.), he or she shall receive a fee of five dollars (\$5.00); for every spring balance or balance scale
16 of a capacity of more than ten pounds (10 lbs.) and less than one hundred pounds (100 lbs.), he or
17 she shall receive a fee of six dollars (\$6.00); for every spring balance, balance scale, or platform
18 scale of a capacity of more than one hundred pounds (100 lbs.) and less than one thousand pounds
19 (1,000 lbs.), he or she shall receive a fee of ten dollars (\$10.00).

20 (2) If any of the scales or balances are found to be incorrect, they shall be condemned
21 and their use forbidden as hereinbefore provided.

22 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

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1 This act would require that sealers appointed by the state and city or town sealers receive
2 the same fees.

3 This act would take effect upon passage.

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