

CHAPTER 205.

WEIGHTS, MEASURES AND INSPECTION.

S. F. 289.

AN ACT to amend sections three thousand nine-a to three thousand nine-r (3009-a to 3009-r) supplement to the code, 1913, establishing legal weights and measures, providing for the inspection of same, punishing the keeping or using of false or incorrect weights and measures, placing the enforcement of said act in charge of the dairy and food commissioner; and repealing sections three thousand twenty-nine-a (3029-a), three thousand twenty-nine-b (3029-b), three thousand twenty-nine-c (3029-c), three thousand twenty-nine-d (3029-d), supplement to the code, 1913, and other acts or parts of acts in conflict therewith.

Be it enacted by the General Assembly of the State of Iowa:

1 **SECTION 1. Small fruit, etc.** That the law as it appears in sec-
2 tion three thousand nine-i (3009-i) of the supplement to the code,
3 1913, be and the same is hereby amended by striking from the sixth
4 (6th) line of said section the words "not less than" and by striking
5 from said section all that appears following the word "inspector" in
6 the eighth (8th) line thereof.

1 **SEC. 2. Violations, etc.** That the law as it appears in section
2 three thousand nine-j (3009-j) of the supplement to the code, 1913,
3 be and the same is hereby amended by striking from the twelfth
4 (12th) line the word "or" where it appears following the word "bar-
5 ters" and inserting in lieu thereof a comma. Said section shall be
6 further amended by striking from line twelve the comma where it
7 appears following the word "trades" and inserting in lieu thereof the
8 words "or delivers".

1 **SEC. 3. Automatic weighing devices—tags.** That the law as it
2 appears in section three thousand nine-m (3009-m) supplement to the
3 code, 1913, be and the same is hereby amended by striking from line
4 thirteen (13) thereof the period where it appears following the word
5 "device" and inserting in lieu thereof the following "and the defacing
6 or wrongful removal of such a tag shall be deemed a misdemeanor."
7 Said section shall further be amended by adding following the word
8 "commissioner" in the last line thereof the following: "Provided, how-
9 ever, that products weighed upon any scale bearing inspection card,
10 issued by the dairy and food commission, shall not be required to be
11 re-weighed by any ordinance of any city or town or city under special
12 charter or under the commission form of government nor shall their
13 sale, at the weights so ascertained, and because thereof, be, by such
14 ordinance, prohibited or restricted."

1 **SEC. 4. Inspection of scales, etc.** That the law as it appears in
2 section 3009-n, supplement to the code, 1913, be and the same is hereby
3 amended by striking out all of said section after the periods follow-
4 ing the word "tests" in line twelve and enacting in lieu thereof the
5 following: "An inspection fee shall be charged the person owning or
6 operating the scale so inspected in accordance with the following
7 schedule, to wit:

- 8 Scales over 500 lbs. capacity up to and including 4000 lbs. capacity
 9 \$1.00 each
 10 Scales over 4000 lbs. capacity up to and including 21000 lbs. ca-
 11 pacity \$3.00 each
 12 Scales over 21000 lbs. capacity not including railroad track scales
 13 \$5.00 each
 14 Railroad track scales \$10.00 each
 15 All hopper or automatic scales \$2.00 each
 16 No person shall be required to pay more than two inspection fees
 17 for any one scale in any one year. Whenever such inspection shall
 18 be made upon the complaint of any person, other than the owner of
 19 the scale, and upon examination the scale is found by the inspector to
 20 be accurate for weighing, the inspection fee for such inspection shall
 21 be paid by the person making complaint.
 22 Whenever special request is made for an inspection of a scale the
 23 actual expenses of the same shall be paid by the owner of said scale,
 24 or the one making complaint as herein provided."

1 **SEC. 5. False scales—penalty.** That the law as it appears in
 2 section three thousand nine-p (3009-p) supplement to the code, 1913,
 3 be and the same is hereby amended by inserting in the sixth (6th)
 4 line thereof immediately following the word "any" the word "in-
 5 accurate"; said section shall be further amended by striking from the
 6 sixth (6th) line the comma where it appears following the word
 7 "weights" and inserting in lieu thereof the word "or".

1 **SEC. 6. Violations—penalty.** That the law as it appears in sec-
 2 tion three thousand nine-r (3009-r) supplement to the code, 1913, be
 3 and the same is hereby amended by striking from said section all
 4 following the word "days", where it appears in the eighth (8th) line
 5 thereof.

1 **SEC. 7. Repeal.** That sections 3029-a, 3029-b, 3029-c, and 3029-d,
 2 supplement to the code, 1913, and other acts or parts of acts in con-
 3 flict herewith be and the same are hereby repealed.

1 **SEC. 8. Publication clause.** This act being deemed of immediate
 2 importance, it shall be in full force and effect from and after its pub-
 3 lication in the Register and Leader and Des Moines News, newspapers
 4 published in Des Moines, Iowa.

Approved April 16, A. D. 1915.

I hereby certify that the foregoing act was published in the Des Moines News
 April 29, 1915, and in the Register and Leader April 29, 1915.

W. S. ALLEN, *Secretary of State.*