

## CHAPTER 93

## WEIGHTS AND MEASURES

## H. F. 335

AN ACT to amend sections two hundred ten point sixteen (210.16), two hundred ten point eighteen (210.18), two hundred twelve point two (212.2), and chapter two hundred fifteen (215), relating to standard weights and measures, sales of certain commodities from bulk and inspection of weights and measures and regulation thereof by the state department of agriculture; and to amend section two hundred fourteen point two (214.2) and section two hundred fourteen point three (214.3), Code 1946, relating to yearly licenses for scales, gasoline pumps and meters.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section two hundred ten point sixteen (210.16), Code  
2 1946, is hereby repealed and the following enacted in lieu thereof:  
3 "The standard weights of flour when sold in package form shall be as  
4 follows: two (2), five (5), ten (10), twenty-five (25), fifty (50), or  
5 one hundred (100) pounds."

1 SEC. 2. Section two hundred ten point eighteen (210.18), Code  
2 1946, is hereby amended by adding thereto the following paragraph:  
3 "All commodities bought or sold in package form shall be labeled in  
4 compliance with the general provisions for labeling provided for in  
5 sections 189.9 to 189.16, inclusive, of the Code unless otherwise pro-  
6 vided for in this chapter."

1 SEC. 3. Section two hundred twelve point two (212.2), Code 1946,  
2 is hereby repealed and the following enacted in lieu thereof: "No  
3 person shall deliver any bulk commodities, other than liquids, by  
4 vehicle unless otherwise provided for without each such delivery  
5 being accompanied by duplicate delivery tickets, on each of which  
6 shall be written in ink or other indelible substance the actual weight  
7 distinctly expressed in pounds, the gross weight of the load, the tare  
8 of the delivery vehicle, and the net amount in weight of the com-  
9 modity, with the names of the purchaser and the dealer from whom  
10 purchased."

1 SEC. 4. Amend chapter two hundred fifteen (215) by adding the  
2 following thereto: "It shall be unlawful to install a livestock or  
3 truck scale or a hopper scale, used for commercial purposes in this  
4 state, unless said scale is so installed that the same is easily acces-  
5 sible for inspection and testing by equipment of the state department  
6 of agriculture and with due regard to size and capacity thereof.  
7 Every scale manufacturer or dealer shall, upon selling a scale of the  
8 above types in Iowa, submit to the department of agriculture upon  
9 forms provided by said department, the make, capacity of the scale,  
10 the date of sale, and the date and location of its installation.

11 The weight indicating dial or beams on counter scales used to weigh  
12 articles sold at retail shall be so located that the reading dial indi-  
13 cating the weight shall at all times be visible to the public.

14 Any person, firm, or corporation engaging in any scale repair work  
15 for hire in this state shall first file with the department of agricul-  
16 ture a bond of the form required by chapter sixty-four (64), Code  
17 1946, in the sum of one thousand dollars conditioned to guarantee the

18 workmanship and faithful performance of the assumed task and pro-  
 19 viding for liquidated damages for failure to perform such conditions.  
 20 Such person, firm, or corporation, on depositing with the department  
 21 of agriculture a bond in the amount of one thousand dollars shall be  
 22 furnished a certificate authorizing them to do what is known as scale  
 23 repair work, or installation of new scales in the state of Iowa. This  
 24 certificate shall be valid until revoked by the secretary of agriculture.

25 All new weigh beams or dials on what is known as livestock scales  
 26 used for determining the weight in buying or selling livestock shall  
 27 be in not over five (5) pound graduations.

28 No scale known in the commercial field as a truck or livestock scale  
 29 shall be installed in the State of Iowa without first being approved  
 30 by the state department of agriculture. Said approval being based  
 31 upon the recommendations of the U.S. Bureau of Standards. All  
 32 motor truck scales, livestock scales, and grain dump scales, hereafter  
 33 installed and regardless of capacity shall have a clearance of not less  
 34 than four (4) feet from the finished floor line of scale pit to the bot-  
 35 tom of the "I" beam of the scale bridge.

36 Scale pit shall have proper room for inspector or service man to  
 37 repair or inspect scale. Scale pit shall remain dry at all times and  
 38 adequate drainage shall be provided for the purpose of inspecting  
 39 and cleaning.

40 It shall be unlawful for any person, firm, or corporation to use such  
 41 a scale for weighing commodities the gross weight of which is greater  
 42 than the factory rated capacity. The capacity of the scale shall  
 43 be stamped by the manufacturer on each weigh beam or dial. The  
 44 capacity of the scale shall be posted so as to be visible to the public.

45 Any person, firm or corporation engaged in scale repair work for  
 46 hire shall use only test weights sealed by the state department of  
 47 agriculture in determining the effectiveness of his repair work and  
 48 said test weights shall be sealed as to their accuracy once each year.  
 49 Provided, however, that it shall be unlawful for such person to hold  
 50 himself out as an official scale inspector or to use said test weights  
 51 except to determine the accuracy of scale repair work done by him  
 52 and he shall be entitled to no fee for their use. A fee shall be charged  
 53 and collected at time of inspection for the inspection of such weights  
 54 as follows:

55	All weights up to and including 25 pounds.....	\$ .75 each
56	All weights up to and including 50 pounds.....	1.50 each
57	Over 50 pounds capacity, up to and including 100 pounds	2.00 each
58	Over 100 pounds capacity, up to and including 500 pounds	3.00 each
59	Over 500 pounds capacity, up to and including 1000 pounds	5.00 each

60 The fee for all tank calibrations shall be as follows:

61	100 gallons up to and including 300 gallons.....	\$ 3.00
62	301 " " " " " 500 gallons.....	5.00
63	501 " " " " " 1000 " .....	7.50
64	1001 " " " " " 2000 " .....	10.00
65	2001 " " " " " 3000 " .....	12.00
66	3001 " " " " " 4000 " .....	14.00
67	4001 " " " " " 5000 " .....	16.00
68	5001 " " " " " 6000 " .....	18.00

69 6001 gallons up to and including 7000 gallons..... 20.00  
 70 7001 " and up..... 25.00  
 71 No calibration will be required of any tank which is not used for the  
 72 purpose of measuring, or which is equipped with a meter, nor shall  
 73 vehicle tanks loaded from meters and carrying a printed ticket show-  
 74 ing gallonage be required to be calibrated.  
 75 The secretary of agriculture may after consultation and with the  
 76 advice of U. S. bureau of standards establish specifications and tol-  
 77 erances for weights and measures and weighing and measuring de-  
 78 vices, and said specifications and tolerances shall be legal specifications  
 79 and tolerances in this state, and shall be observed in all inspections  
 80 and tests.

1 SEC. 5. Section two hundred fourteen point two (214.2), Code  
 2 1946, is hereby amended and revised to read as follows:

3 "Every person who shall use or display for use any public scale,  
 4 pump or meter used in measuring the quantity of gasoline or fuel oil  
 5 sold to consumer customers shall secure a license for said scale, pump  
 6 or meter from the department.

1 SEC. 6. Section two hundred fourteen point three (214.3), Code  
 2 1946, is hereby amended and revised to read as follows:

3 "The license for a public scale shall expire on December thirty-  
 4 first (31st) of each year, and for a gasoline pump or meter on June  
 5 thirtieth (30th) of each year.

6 A fee for each said license shall be three dollars (\$3.00) per annum  
 7 provided, however, that the fee for gasoline pumps and meters shall  
 8 be one dollar and fifty cents (\$1.50) per annum if paid within one (1)  
 9 month from the date said license is due.

10 A license fee on every gasoline pump and meter is due the day any  
 11 such pump or meter is placed in operation."

Approved April 5, 1949.

## CHAPTER 94

### MENTALLY ILL PERSONS

#### H. F. 584

AN ACT to amend chapter two hundred eighteen (218), Code 1946, by adding thereto a provision authorizing the board of control to provide services and facilities for the scientific observation, rechecking and treatment of mentally ill persons within the state and providing an appropriation therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Chapter two hundred eighteen (218), Code 1946, is  
 2 hereby amended by adding thereto the following:

3 (a) The board of control is authorized to provide services and  
 4 facilities for the scientific observation, rechecking and treatment of  
 5 mentally ill persons within the state. Application by, or on behalf of,  
 6 any person for such services and facilities shall be made to the board  
 7 of control on forms furnished by the board. The time and place of  
 8 admission of any person to out-patient or clinical services and facil-