

HOUSE BILL No. 5646

June 10, 2014, Introduced by Rep. Graves and referred to the Committee on Agriculture.

A bill to amend 1964 PA 283, entitled
"Weights and measures act,"
by amending sections 10a and 10b (MCL 290.610a and 290.610b), as
amended by 2012 PA 254.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 10a. (1) A fee shall not be charged for the regular
2 inspection of any weights and measures or commodity subject to
3 this act. A fee shall be charged to the owner **OF** or **PARTY**
4 responsible ~~party of~~ **FOR** any weights and measures or commodity
5 subject to this act **IN ACCORDANCE WITH THE SCHEDULE OF INSPECTION**
6 **FEES PROVIDED IN SUBSECTION (2)** under either of the following
7 circumstances:

8 (a) The inspection is a reinspection of any weights and
9 measures or a lot sample of a commodity subject to this act that

1 has been tested and found incorrect.

2 (b) The inspection is performed at the request of the owner
3 or responsible party.

4 (2) The director shall ~~establish the fees and expenses for~~
5 ~~special services, including fees for voluntary registration and~~
6 ~~type evaluation.~~ CHARGE AN INSPECTION FEE PURSUANT TO SUBSECTION

7 (1) IN ACCORDANCE WITH THE FOLLOWING INSPECTION FEE SCHEDULE:

8 <u>DEVICE OR SERVICE</u>	<u>FEE</u>
9 VEHICLE SCALE IN 2 SECTIONS	\$ 280.00
10 LIVESTOCK SCALE	\$ 330.00
11 PLATFORM SCALE OF 1,500 POUNDS OR LESS, ANIMAL	
12 SCALE, OR PORTABLE HOPPER	\$ 70.00
13 HOPPER SCALE OF OVER 1,500 POUNDS, HOURLY RATE	\$ 100.00
14 MONORAIL SCALE	\$ 100.00
15 COUNTER SCALE OR HANGING PAN SCALE	\$ 40.00
16 COMPRESSED NATURAL GAS METER	\$ 170.00
17 PERSON WEIGHING SCALE	\$ 70.00
18 VEHICLE SCALE IN 3 OR MORE SECTIONS	\$ 470.00
19 SINGLE PRODUCT RETAIL METER	\$ 40.00
20 VEHICLE TANK METER OR LOADING RACK METER OF	
21 100 GALLONS PER MINUTE OR LESS, HOURLY RATE	\$ 100.00
22 PLATFORM SCALE OF OVER 1,500 POUNDS, HOURLY RATE	\$ 100.00
23 SINGLE PRODUCT RETAIL METER OF OVER 25 GALLONS	
24 PER MINUTE WITH OR WITHOUT A DIVERSION	
25 CONNECTION	\$ 100.00
26 LIQUEFIED PETROLEUM GAS METER OF 25 GALLONS PER	
27 MINUTE OR LESS	\$ 150.00
28 LIQUEFIED PETROLEUM GAS METER OF OVER 25 GALLONS	

1	PER MINUTE	\$ 200.00
2	BLENDED PRODUCT RETAIL METER	\$ 50.00
3	CRANE SCALE HOURLY RATE	\$ 100.00
4	LOADING RACK METER OF OVER 100 GALLONS PER	
5	MINUTE, HOURLY RATE	\$ 100.00
6	WEIGHT - LABORATORY HOURLY RATE	\$ 145.00
7	MEASURE - LABORATORY HOURLY RATE	\$ 145.00
8	MILEAGE - CAR, INCLUDING DRIVER, PER MILE	\$ 1.00
9	MILEAGE - LIGHT TRUCK OR CAR WITH TRAILER,	
10	INCLUDING DRIVER, PER MILE	\$ 2.00
11	MILEAGE - HEAVY TRUCK, INCLUDING DRIVER, PER	
12	MILE	\$ 3.00
13	SPECIAL FEE HOURLY RATE	\$ 100.00
14	AGRI CHEMICAL METER HOURLY RATE	\$ 100.00
15	LINEAR MEASURE - LABORATORY HOURLY RATE	\$ 145.00
16	COUNTER OR FIELD WEIGHTS HOURLY RATE	\$ 100.00
17	RAILROAD HOURLY RATE	\$ 100.00
18	BELT CONVEYOR HOURLY RATE	\$ 100.00
19	MASS FLOW METER HOURLY RATE	\$ 100.00

20 (3) Money collected by the department **UNDER THIS ACT** for
 21 special services, fees, and civil fines shall be paid into the
 22 general fund and credited to the department for weights and
 23 measures programs.

24 ~~Sec. 10b. (1) The department may annually adjust the~~
 25 ~~schedule of fees for reinspections, voluntary registrations, type~~
 26 ~~evaluations, special weights and measures inspections, and other~~
 27 ~~special services requested of the department to provide that each~~
 28 ~~category of fee charged is sufficient to cover the cost of the~~

1 ~~activities and that the aggregate of fees collected is sufficient~~
2 ~~to pay for all salaries and other expenses connected with the~~
3 ~~activities described in this subsection.~~

4 ~~——(2) Except as otherwise provided by law, **IF** an owner or~~
5 ~~operator of weights and measures that are **IS** assessed an~~
6 ~~administrative fine, civil fine, or a fee as described in this~~
7 ~~section or section 10a, or any combination of administrative~~
8 ~~fine, civil fine, or fee, who **AND** does not pay the administrative~~
9 ~~fine, civil fine, or fee **AMOUNT ASSESSED** within 60 days after~~
10 ~~written notice of the assessment is sent, may be subject to **THE**~~
11 ~~**DIRECTOR MAY ISSUE** a stop use order , ~~issued by the director,~~ for~~
12 ~~those weights and measures.~~