

CHAPTER 239

WEIGHTS, MEASURES

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jurisdiction.
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239.01 WEIGHTS AND MEASURES DIVISION; JURISDICTION.

The weights and measures division, referred to in this chapter as the division, is created under the jurisdiction of the department of commerce. The division has supervision and control over all weights, weighing devices, and measures in the state.

History: *1Sp2001 c 4 art 6 s 70*

239.05 DEFINITIONS.

[For text of subds 1 to 6b, see M.S.2000]

Subd. 6c. **Commissioner.** "Commissioner" means the commissioner of the department of commerce.

[For text of subds 6d and 7, see M.S.2000]

Subd. 7a. **Department.** "Department" means the department of commerce.

Subd. 8. **Director.** "Director" means the director of the division of weights and measures of the department of commerce.

[For text of subds 8a and 8b, see M.S.2000]

Subd. 8c. **Division.** "Division" means the division of weights and measures of the department of commerce.

[For text of subds 8d to 18, see M.S.2000]

History: *1Sp2001 c 4 art 6 s 77*

239.10 ANNUAL INSPECTION.

Subdivision 1. **Light capacity scales; retail establishments.** The director shall inspect light capacity scales in retail establishments such as grocery stores, other retail food establishments, or hardware stores, not more often than once every 36 months except when (1) the owner requests an inspection, (2) when the scale is inspected as part of an investigation, or (3) when the scale has been repaired.

Subd. 2. **Packaged food commodities.** The director shall inspect packaged food commodities in grocery stores and other retail food establishments not more often than once every 36 months except when (1) the owner requests an inspection or (2) when packages are inspected as part of an investigation.

Subd. 3. **Other weights and measures.** The director shall inspect all weights and measures, except those specified in subdivisions 1 and 2, annually, or as often as deemed possible within budget and staff limitations.

History: *1Sp2001 c 4 art 6 s 71*

239.101 INSPECTION FEES.

[For text of subds 1 and 2, see M.S.2000]

Subd. 3. **Petroleum inspection fee.** (a) An inspection fee is imposed (1) on petroleum products when received by the first licensed distributor, and (2) on petroleum products received and held for sale or use by any person when the petroleum products have not previously been received by a licensed distributor. The petroleum inspection fee is 85 cents for every 1,000 gallons received. The commissioner of

revenue shall collect the fee. The revenue from the fee must first be applied to cover the amounts appropriated for petroleum product quality inspection expenses, for the inspection and testing of petroleum product measuring equipment, and for petroleum supply monitoring under chapter 216C.

(b) The commissioner of revenue shall credit a person for inspection fees previously paid in error or for any material exported or sold for export from the state upon filing of a report as prescribed by the commissioner of revenue.

(c) The commissioner of revenue may collect the inspection fee along with any taxes due under chapter 296A.

[For text of subds 4 to 6, see M.S.2000]

History: 1Sp2001 c 5 art 13 s 4