

AN ACT

ENTITLED, An Act to revise certain fees for special inspections and examination of certain weighing and measuring devices and certain standards and testing equipment.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 37-21-9.1 be amended to read as follows:

37-21-9.1. The Division of Commercial Inspection and Regulation shall charge and collect a maximum ten dollar fee for each inspection and testing of any weight, measure, and weighing and measuring device. The fee shall be paid upon demand of the division by the person, firm, or corporation owning or operating the weight, measure, or weighing or measuring device inspected or tested. A maximum fee of five dollars shall be charged and collected for each inspection and testing of gasoline and diesel stationary fuel pump meters. A maximum fee of fifteen dollars shall be charged and collected for each inspection and testing of gasoline and diesel high speed stationary fuel pump meters. A maximum fee of fifteen dollars shall be collected for refined fuel truck meters. If a special or emergency inspection is requested, a charge, not to exceed the actual cost of such inspection, including costs for personnel, equipment, and mileage, shall be made and assessed against the requesting individual or device owner. All fees, except those for special or emergency inspection, shall be promulgated by the secretary of commerce and regulation pursuant to chapter 1-26.

Section 2. That § 37-21A-7 be amended to read as follows:

37-21A-7. A registered serviceman and a registered service agency shall submit, annually to the director, for examination and certification, any standards and testing equipment that are used, or are to be used, in the performance of the service and testing functions with respect to weighing and measuring devices for which competence is registered. No registered service person or agency may use in servicing any commercial weighing or measuring device any standards or testing equipment that have not been certified by the director. The Department of Commerce and Regulation shall

charge a fee not to exceed the actual cost of such examination and certification, including costs for personnel, equipment, and mileage.

Section 3. That § 37-22-10 be amended to read as follows:

37-22-10. The Division of Commercial Inspection and Regulation shall charge and collect a fee for each inspection or testing of scales. The fee shall be paid upon demand of the division by the person, firm, or corporation owning or operating the scale inspected or tested. The maximum schedule of fees is as follows:

- (1) Up to and including 2,000 pounds capacity -- fifteen dollars;
- (2) 2,001 to 5,000 pounds capacity, inclusive -- twenty-five dollars;
- (3) 5,001 to 40,000 pounds capacity, inclusive -- sixty dollars;
- (4) Over 40,000 pounds capacity -- seventy-five dollars;
- (5) All livestock scales -- one hundred dollars.

If a special or emergency inspection is requested, a charge, not to exceed the actual cost of such inspection, including costs for personnel, equipment, and mileage, shall be made and assessed against the requesting individual or device owner.

An Act to revise certain fees for special inspections and examination of certain weighing and measuring devices and certain standards and testing equipment.

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I certify that the attached Act originated in the

SENATE as Bill No. 29

Secretary of the Senate

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President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 29
File No. _____
Chapter No. _____

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Received at this Executive Office this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

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The attached Act is hereby approved this _____ day of _____ , A.D., 20____

Governor

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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____ , 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State