

## CHAPTER 239

## WEIGHTS, MEASURES

239.05 Definitions.  
239.09 Special policemen.

239.10 Annual inspection.  
239.52 Weights and measures fees.  
239.521 Repealed.

**239.05 DEFINITIONS.**

Subdivision 1. **Person.** The word "person," as used in sections 239.01 to 239.10, means person or persons, corporation, partnership, stock company, or the agent or employee thereof.

**History:** *1Sp1981 c 4 art 1 s 97*

**239.09 SPECIAL POLICEMEN.**

The division and all authorized employees under the provisions of sections 239.01 to 239.10 are hereby made special policemen and are authorized and empowered to arrest, without formal warrant, any violator of the statute in relation to weights and measures, and to seize for use as evidence and without formal warrant, any false weight, measure, or weighing or measuring device or package or kind of commodity found to be used, retained, or offered or exposed for sale or sold in violation of law.

**History:** *1Sp1981 c 4 art 1 s 98*

**239.10 ANNUAL INSPECTION.**

The department shall charge a fee to the owner for the costs of the regular inspection of scales, weights, measures, and weighing or measuring devices. The cost of any other inspection shall be paid by the owner if the inspection is performed at his request or if the inspection is made at the request of some other person and the scale, weight, measure, or weighing or measuring device is found to be incorrect. The department may fix the fees and expenses for all regular inspections and special services. All moneys collected by the department for its regular inspections, special services, fees, and penalties shall be paid into the state treasury and credited to the state general fund.

**History:** *1981 c 357 s 76*

**239.52 WEIGHTS AND MEASURES FEES.**

The department of public service shall adjust the schedule of fees for regular and special weights and measures inspections to recover the amount of money appropriated for the weights and measures program, other than the cost of (1) checkweighing or the weighing of prepackaged goods to determine whether the content weight listed on the package is accurate, (2) testing for the quality of petroleum products, (3) inspections or investigations made as a result of a complaint received by the department, if the scale weight, measure, or weighing or measuring device is found to be correct, and (4) court appearances by department personnel on behalf of other governmental agencies. The department of public service shall review and adjust its schedule of fees for regular and special inspections at the end of each six months and have all fees charged approved by the commissioner of finance before they are adopted, so as to insure that the fees charged shall be sufficient to pay all the recoverable costs connected with regular and special inspections during the fiscal year.

**History:** *1981 c 357 s 77*

**239.521** [Repealed, 1981 c 357 s 115]