

SECTION 1. *Be it enacted by the General Assembly of Maryland, That Sections 5, 14, 27 and 29(6) of Article 97 of the Annotated Code of Maryland (1964 Replacement Volume and 1967 Supplement), title "Weights and Measures," subtitle "Standard Weights and Measures," be and they are hereby repealed.*

SEC. 2. *And be it further enacted, That Sections 7, 9, 13, 26 and 34(b) of the said Article and subtitle of the Code, be and they are hereby repealed and re-enacted with amendments to read as follows:*

7.

The Superintendent shall issue from time to time reasonable regulations for the enforcement of this subtitle, which regulations shall have the force and effect of law. These regulations may include (1) standards of net weight, measure, or count, and reasonable standards of fill, for any commodity in package form, (2) specifications and tolerances *and other technical requirements* for weights and measures of the character of those specified in Section 9 designated to eliminate from use, without prejudice to apparatus which conforms as closely as practicable to the official standards, those which are not accurate, which are of such construction that they are faulty—that is, which are not reasonably permanent in their adjustment or will not repeat their indications correctly—or which facilitate the perpetration of fraud, and (3) regulations governing the procedures to be followed by city and county sealers of weights and measures in the discharge of their official duties. *Provided, that the specifications, tolerances, and other technical requirements for commercial weighing and measuring devices shall be those adopted by the National Conference on Weights and Measures and included in the National Bureau of Standards Handbook 44, and subsequent editions, amendments and revisions thereto effective when officially published from time to time by the National Bureau of Standards; such specifications and tolerances shall remain in effect unless modified or rescinded by regulation duly promulgated by the superintendent, and the superintendent may promulgate additional regulations and amend or rescind any effective regulation.* For the purposes of this subtitle apparatus shall be deemed to be correct when it conforms to all applicable requirements promulgated as specified in this section; other apparatus shall be deemed to be incorrect.

9.

When not otherwise provided by law, the Superintendent shall have the power to inspect and test, to ascertain if they are correct, all weights and measures kept, offered, or exposed for sale. It shall be the duty of the Superintendent, except in cities and counties for which the appointment of a sealer of weights and measures is required by this subtitle, [at least annually and as much oftener] *as often* as he may deem necessary, to inspect and test, to ascertain if they are correct, all weights and measures commercially used (1) in determining the weight, measurement, or count of commodities or things sold, or offered or exposed for sale, on the basis of weight or of measure, (2) in computing any charge or payment for services rendered on the basis of weight or of measure, or (3) in determining weight or measurement when a charge is made for such determination. The Superintendent shall, from time to time, weigh or measure and inspect packages or amounts of commodities kept, offered, or