

exposed for sale, sold, or in the process of delivery, to determine whether the same contain the amounts represented and whether they be kept, offered, or exposed for sale, or sold, in accordance with law. Provided, that in cities and counties for which the appointment of a sealer of weights and measures is required by this subtitle, the Superintendent shall have concurrent authority to enforce the provisions of this subtitle.

13.

(a) In and for each city or town having a population of ~~100,000~~ 200,000 or more, and in and for each county having a population of ~~100,000~~ 200,000 or more, according to the latest official State or United States Census, there shall be a sealer of weights and measures, and such deputy sealers of weights and measures as may be required, hereinafter referred to as sealers and deputy sealers, respectively. The sealer and deputy sealers shall be appointed by the governing body in any such town, city or county in accordance with the local law as to such appointments.

(b) ~~Provided, that a~~ Any town, city, or county having a population of less than ~~100,000~~ 200,000 may appoint a sealer and deputy sealers as provided in this section ~~]. And provided further, that]~~ and when the governing body in such town, city, or county elects to appoint a sealer all of the provisions of this subtitle will apply in the same manner as if such appointment were required by this section.

26.

(a) ~~Fluid milk, cream, and buttermilk in package form for ultimate retail sale shall be packaged only in units of 1 gill, 1/2 pint, 1 pint, 1 quart, 1/2 gallon, 1 gallon or multiples of 1 gallon. Cottage cheese shall be sold by weight only.] All fluid dairy products, including but not limited to whole milk, skimmed milk, cultured milk, sweet cream, sour cream, and buttermilk, shall be packaged for retail sale only in units of 1 gill, 1/2 liquid pint, 10 fluid ounces, 1 liquid pint, 1 liquid quart, or multiples of 1 quart. Provided, that packages in units of less than 1 gill shall be permitted. Cottage cheese shall be sold by weight only.~~

(b) ~~Ice cream, ice milk, frozen custard, sherbet, water ice or fruit ice shall be deemed a liquid. When sold or offered for sale in packages or containers containing one gill or more, and up to and including one gallon, these commodities shall be packaged only in units of one gill, one-half pint, one pint, one quart, one-half gallon, and one gallon.~~

34.

(b) Use, or have in possession for current use, in the buying or selling of any commodity or thing, or for hire or award, or in the computation of any charge or payment for services rendered on the basis of weight or measurement, or in the determination of weight or measurement when a charge is made for such determination, any weight or measure which has not been sealed by the Superintendent, or any inspector, or a sealer or deputy sealer ~~within one year], unless written notice has been given to the Superintendent or to the sealer in whose territory the weight or measure is located, to the~~