

in said warehouse, when in his judgment, it shall be for the good of the service; and neglect of duty on the part of any employee shall be cause for his immediate removal by the Inspector or the *Secretary of Economic and Community Development*[Governor].

## 11.

(a) The Inspector of Tobacco, *subject to approval of the Secretary of Economic and Community Development*, shall have power to appoint one chief clerk and such other clerks, samplers, tiers, janitors, screw men, laborers and other help as may be necessary for the efficient and economical management of the warehouse. Such employees shall be paid the salaries or wages provided by the General Assembly through the annual budget or appropriation act. The Inspector may assign any appointee or employee to any work deemed by him necessary for the business of the tobacco warehouse or for the promotion of the tobacco growing industry of the State, and he shall, as far as possible, equitably apportion the appointments to be made by him between the tobacco growing counties of the State.

(b) The Inspector, *subject to approval of the Secretary of Economic and Community Development*, shall appoint as many full-time or part-time employees who are competent and qualified to grade tobacco, to be known as tobacco graders or samplers, as he may deem necessary at such salaries as may be provided for in the annual budget. The Inspector in making said appointments shall only appoint persons who have been trained by the United States Department of Agriculture in cooperation with the State Board of Agriculture and each of said persons so appointed or to be appointed must have a certificate of competency from said United States Department of Agriculture and the State Board of Agriculture, showing that he is competent and qualified.

## 43.

If any owner, or owners of tobacco, or his, her or their agent or agents, shall believe that any of their tobacco has been incorrectly sampled, and shall so notify the inspector before the sale thereof, and within ten days of the date of its inspection, the matter shall be referred to a committee of arbitration, consisting of three persons, to be selected as follows: One thereof shall be selected by the inspector and approved by the [Governor] *Secretary of Economic and Community Development*, one thereof shall be selected by the owners of the tobacco or their agent or agents, and the two thus selected shall select the remaining member of the committee, and said committee shall then have the power to require the said inspector, in charge of said hogshead or hogsheads of tobacco to have the same reopened, and if it shall be found that the sample does not correctly represent said tobacco, the said committee or a majority of them, shall select a sample which shall correctly represent it, and the new sample shall be substituted in the place of the rejected sample, at no cost to the owner or owners; provided, that if said sample shall be found by said committee to properly represent said tobacco, then the cost of the reopening said tobacco shall be paid by the owner or owners of the same, and said costs shall be one dollar per hogshead.