

postgraduate or postdoctoral studies, or a program of training to prepare students for gainful employment in a recognized occupation; and is a public or other nonprofit institution. Notwithstanding any of the foregoing provisions of this subsection, all colleges and universities in this State are institutions of higher education for purposes of this section.

“Hospital” means an institution as described in § 556(b) of Article 43 of the Annotated Code of Maryland 1965 Replacement Volume as amended.

“The Maryland Workshop for the Blind” means the institution as established by § 4 of Article 30 of the Annotated Code of Maryland, 1971 Replacement Volume as amended, and shall be regarded as an instrumentality of the State for purposes of Article 95A.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1973.

Approved May 21, 1973.

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#### CHAPTER 437

(Senate Bill 805)

AN ACT to repeal and re-enact, with amendments, Sections 4(b), 7(b), 16, 21, 26(a), and 31 of Article 97 of the Annotated Code of Maryland (1964 Replacement Volume and 1972 Supplement), title “Weights and Measures,” subtitle “Standard Weights and Measures,” correcting errors in the laws relating generally to weights and measures.

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Sections 4(b), 7(b), 16, 21, 26(a), and 31 of Article 97 of the Annotated Code of Maryland (1964 Replacement Volume and 1972 Supplement), title “Weights and Measures,” subtitle “Standard Weights and Measures,” be and they are hereby repealed and re-enacted, with amendments, to read as follows:

4.

(b) The Superintendent shall appoint State inspectors of weights and measures, and necessary technical and clerical personnel, from eligible lists prepared by the Secretary of Personnel or other authorized source and these personnel shall be included in the State [of] Merit System as classified employees.

7.

(b) These regulations shall include specifications, tolerances, and other technical requirements for weights and measures of the character of those specified in § 9 of this subtitle, designed to eliminate from use, without prejudice to apparatus that conforms as closely as practicable to the official standards, those (1) that are not accurate, (2) that are of such construction that they are faulty (that is, that are not reasonably permanent in their adjustment or will not repeat their indications correctly), or (3) THAT facilitate the perpetration of fraud. Provided, that the specifications, tolerances, and other technical requirements for commercial weighing and measuring devices, specified in § 9, 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