

(2) Deny or revoke a certificate of approval if the Secretary determines that:

(i) A person has provided false or misleading information to the Secretary about any weight and measure; or

(ii) The weight and measure does not conform to the requirements of this section; and

(3) Charge the appropriate fee established under subsection (e) of this section in order to cover the cost of inspecting or testing any weight and measure as provided by this section.

(c) There is a Weight and Measure Testing Fund within the Maryland Department of Agriculture. The Fund is a special fund established for the purpose of paying the expenses incurred in testing and approving any weight and measure as provided under this section. Unspent portions of the Fund shall revert to the General Fund of the State.

(d) Unless issued a certificate of approval from the Secretary, a person may not represent any weight and measure as approved under this section.

(e) (1) The Secretary shall [charge the following] ESTABLISH BY REGULATION fees for services performed under this section to provide type evaluation and other testing, and for the use of laboratory equipment, special prototype test equipment, and vehicles[:

- (1) Technical services and evaluations.....\$45 per hour;
- (2) Environmental chamber services.....\$250 per device;
- (3) Endurance testing (included in type evaluation).....\$125 per device;
- (4) Vapor or slow meter standards.....\$50 per device;
- (5) Trailer-mounted provers, 200 gallon capacity.....\$50 per day plus \$0.35 per mile;
- (6) Trailer-mounted provers, 1480 gallon capacity\$125 per day plus \$0.45 per mile;
- (7) Farm milk tank test unit\$100 per day plus \$0.50 per mile;
- (8) Large scale test unit\$200 per day plus \$1.25 per mile;
- (9) Van or sedan\$0.35 per mile;
- (10) 1-ton truck\$0.45 per mile; and
- (11) Travel costs.....full reimbursement from Annapolis, Maryland].

(2) IN ESTABLISHING FEES UNDER THIS SECTION, THE SECRETARY SHALL ~~CONSIDER THE CURRENT RATES CHARGED BY OTHER PARTICIPATING~~