

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 745 Session of
1991

INTRODUCED BY CORMAN AND ANDREZESKI, MARCH 19, 1991

REFERRED TO AGRICULTURE AND RURAL AFFAIRS, MARCH 19, 1991

AN ACT

1 Amending the act of May 11, 1911 (P.L.275, No.177), entitled "An
2 act to provide for the appointment of county and city
3 inspectors of weights and measures; providing for their
4 compensation and expenses; prescribing their duties;
5 prohibiting vendors from giving false or insufficient
6 weights; and fixing the penalties for the violation of the
7 provisions hereof," regulating the appointment of inspectors
8 of weights and measures.

9 The General Assembly of the Commonwealth of Pennsylvania
10 hereby enacts as follows:

11 Section 1. Section 1 of the act of May 11, 1911 (P.L.275,
12 No.177), entitled "An act to provide for the appointment of
13 county and city inspectors of weights and measures; providing
14 for their compensation and expenses; prescribing their duties;
15 prohibiting vendors from giving false or insufficient weights;
16 and fixing the penalties for the violation of the provisions
17 hereof," amended July 19, 1917 (P.L.1102, No.368), is amended to
18 read:

19 Section 1. Be it enacted, &c., That the mayors of cities of
20 the second and third class shall, and the several boards of

1 county commissioners, [shall] may, respectively, appoint one or
2 more competent persons as inspectors of weights and measures, in
3 the respective county or city, whose salary shall not be less
4 than one thousand dollars per annum, to be paid out of the
5 respective revenues of such county or city: Provided, however,
6 That the payment of a minimum salary shall not apply to counties
7 having a population of fifteen thousand or less. In counties
8 where inspectors of weights and measures are not appointed, the
9 Pennsylvania Department of Agriculture shall assume the duties
10 prescribed herein. In addition to the salary provided by law,
11 the said county and city inspectors shall be entitled to receive
12 the actual expenses incurred by them personally in performing
13 the duties of their office; such as transportation, hotel,
14 livery, telephone, telegraph, and postal charges, to be paid by
15 the boards of county commissioners of their respective counties
16 and by the proper officers of their respective cities, in such
17 proportion as may be agreed upon by said boards of county
18 commissioners and proper officers of cities, on bills itemized
19 and properly sworn to: Provided, however, That nothing in this
20 act shall be construed to prevent two or more counties, or any
21 county and city, from combining the whole or any part of their
22 districts, as may be agreed upon by the board of county
23 commissioners and mayors of cities, with one set of standards
24 and one inspector, upon the written consent of the chief of the
25 bureau of standards: Provided further, In cities of the first
26 class the inspectors shall be appointed by the county
27 commissioners of the county in which the said city may be
28 located. Any inspector appointed in pursuance of an agreement
29 for such combination shall, subject to the terms of his
30 appointment, have the same authority and duties as if he had

1 been appointed by each of the authorities who are parties to the
2 agreement. The county and city inspectors of weights and
3 measures, as appointed by the respective counties and cities,
4 shall hold their office during good behavior; and shall not be
5 removed, discharged, or reduced in pay or position except for
6 inefficiency, incapacity, conduct unbecoming employees, or other
7 just cause, and until the said officials shall have been
8 furnished with written statements of the reason for such
9 removal, discharge, or reduction, and shall have been given
10 reasonable time to make written answer thereto. Nor shall such
11 removal, discharge, or reduction be made until the charge or
12 charges shall have been examined into and found true in fact by
13 the appointing power of such county or city, at a hearing, upon
14 reasonable notice to the person charged, at which time he may be
15 represented by counsel and offer testimony or witnesses in his
16 own behalf. It shall be unlawful for any sealer or inspector of
17 weights and measures, or any of his deputies, to perform
18 clerical or other services for the county or city of their
19 respective districts.

20 Section 2. This act shall take effect in 60 days.