

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1423 Session of 2007

INTRODUCED BY HANNA, BRENNAN, MAHONEY, SIPTROTH, STABACK, SOLOBAY, CALTAGIRONE, CONKLIN, CAUSER, PETRONE, BARRAR, THOMAS, DeLUCA AND JAMES, JUNE 1, 2007

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, JULY 12, 2007

AN ACT

1 Amending Title 3 (Agriculture) of the Pennsylvania Consolidated
2 Statutes, defining ADDING DEFINITIONS OF "CERTIFIED PARKING <—
3 METER INSPECTOR" AND "local government unit"; and providing
4 for CERTIFIED PARKING METER INSPECTORS AND FOR general <—
5 testing and inspections.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. Section 4102 of Title 3 of the Pennsylvania
9 Consolidated Statutes is amended by adding a definition to read:
10 § 4102. Definitions.

11 The following words and phrases when used in this chapter
12 shall have the meanings given to them in this section unless the
13 context clearly indicates otherwise:

14 \* \* \*

15 "CERTIFIED PARKING METER INSPECTOR." AN INDIVIDUAL WHO IS <—
16 CERTIFIED BY THE DEPARTMENT OF AGRICULTURE TO INSPECT AND
17 CERTIFY THE ACCURACY OF PARKING METERS.

18 \* \* \*

1 "Local government unit." Any city, borough, township or town  
2 or any home rule municipality, optional charter municipality or  
3 similar general purpose unit of government which may be created  
4 or authorized by statute.

5 \* \* \*

6 Section 2. Section 4112 of Title 3 is amended by adding a  
7 subsection to read:

8 § 4112. General testing and inspections.

9 \* \* \*

10 (b.1) Local government unit inspection of parking meters.--  
11 Notwithstanding subsections (a) and (b), if a local government  
12 unit or authority organized by a local government unit makes  
13 ~~commercial~~ use of parking meters, it shall be the duty of the <—  
14 local government unit or the appropriate authority at least once  
15 within a ~~36-month~~ 60-MONTH period, or more frequently if deemed <—  
16 necessary by the local government unit or authority responsible  
17 for conducting the inspections, to assure that all such  
18 ~~commercially used~~ parking meters are inspected and tested to <—  
19 ascertain if they are correct. The local government unit or  
20 appropriate authority may accept reports of Certified Examiners <—  
21 ~~of Weights and Measures as sufficient to meet the inspection and~~  
22 ~~testing requirements of this subsection if:~~

23 ~~(1) the inspection and testing is performed in~~  
24 ~~accordance with all applicable standards and procedures~~  
25 ~~adopted under section 4110(a)(4); and~~

26 ~~(2) State inspectors of weights and measures conduct~~  
27 ~~inspection and testing of a sample of devices inspected and~~  
28 ~~tested by Certified Examiners of Weights and Measures.~~

29 PARKING METER INSPECTORS AS SUFFICIENT TO MEET THE INSPECTION <—  
30 AND TESTING REQUIREMENTS OF THIS SUBSECTION IF STATE

1       INSPECTORS OF WEIGHTS AND MEASURES CONDUCT INSPECTION AND  
2       TESTING OF A SAMPLE OF DEVICES INSPECTED AND TESTED BY  
3       CERTIFIED PARKING METER INSPECTORS.

4       \* \* \*

5       SECTION 3. SECTION 4115 OF TITLE 3 IS AMENDED TO READ:       <—

6       § 4115. TRAINING PROGRAM.

7       (A) INSPECTORS AND COUNTY AND CITY SEALERS.--THE DEPARTMENT  
8       SHALL ESTABLISH BY REGULATION MINIMUM TRAINING WHICH SHALL BE  
9       REQUIRED TO BE MET BY ALL INSPECTORS AND COUNTY AND CITY  
10      SEALERS. THE DEPARTMENT SHALL ADOPT THE TRAINING PROGRAM  
11      PRESCRIBED BY THE NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY  
12      FOR INSPECTORS AND SEALERS OF WEIGHTS AND MEASURES.

13      (B) CERTIFIED PARKING METER INSPECTORS.--THE DEPARTMENT  
14      SHALL HAVE THE AUTHORITY TO PROMULGATE REGULATIONS THAT  
15      ESTABLISH TRAINING AND CERTIFICATION REQUIREMENTS AND PROCEDURES  
16      FOR CERTIFIED PARKING METER INSPECTORS. PRIOR TO THE  
17      PROMULGATION OF REGULATIONS UNDER THIS SUBSECTION, THE  
18      DEPARTMENT MAY ISSUE A TEMPORARY ORDER ESTABLISHING TRAINING AND  
19      CERTIFICATION REQUIREMENTS AND PROCEDURES FOR CERTIFIED PARKING  
20      METER INSPECTORS. A TEMPORARY ORDER SHALL NOT BE EFFECTIVE UNTIL  
21      ON OR AFTER IT IS PUBLISHED IN THE PENNSYLVANIA BULLETIN, AND  
22      SHALL REMAIN IN EFFECT FOR NO MORE THAN ONE YEAR, UNLESS  
23      REISSUED OR SUPPLANTED SOONER BY REGULATIONS.

24      Section 3 4. This act shall take effect in ~~60~~ 90 days.       <—