

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.

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