

BY repealing and reenacting, with amendments,

Article - Business Regulation  
Section 10-203  
Annotated Code of Maryland  
(1992 Volume)

BY adding to

Article - Environment  
Section 2-303.1  
Annotated Code of Maryland  
(1987 Replacement Volume and 1992 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article - Agriculture**

11-204.

(a) Upon the request of any competent State authority, the Secretary may inspect and test any weight and measure.

(b) Unless otherwise provided, the Secretary may inspect and test to ascertain if they are correct, every weight and measure possessed, offered, or exposed for sale. The Secretary shall inspect and test every weight and measure commercially used in determining:

(1) The weight, measurement, or count of any commodity sold, or offered or exposed for sale, on the basis of weight, measure, or count;

(2) Any charge or payment for services rendered on the basis of weight, measure, or count;

(3) Weight, measurement, or count when a charge is made for the determination.

(c) The Secretary may test with representative samples any single-service device or mass-produced device. The lot of which any sample is representative shall be held to be correct or incorrect upon the basis of the results of the inspections and tests on the samples. For the purposes of this section, a single-service device is a device designed to be used commercially only once and then discarded; and a mass-produced device is a device produced by means of a mold or die and not susceptible of individual adjustment.

(D) (1) THE SECRETARY MAY CONDUCT INSPECTIONS ON BEHALF OF AND IN COORDINATION WITH OTHER AGENCIES WHEN PERFORMING WEIGHTS AND MEASURES INSPECTIONS, IN THE INTEREST OF REDUCING DUPLICATION OF EFFORTS AND REDUCING THE OVERALL COSTS OF ADMINISTRATION OF INSPECTION PROGRAMS TO THE STATE.

(2) THE SECRETARY SHALL DEVELOP, IN COOPERATION WITH THE SECRETARY OF THE ENVIRONMENT AND THE COMPTROLLER OF THE TREASURY, A